

4months,CLOSED

U.S. District Court
Northern District of Georgia (Atlanta)
CIVIL DOCKET FOR CASE #: 1:10-cv-00249-CAP

The United States of America v. The State of Georgia et al

Assigned to: Judge Charles A. Pannell, Jr

Cause: 42:12101 et seq. Americans with Disabilities Act of 1990

Date Filed: 01/28/2010

Date Terminated: 10/29/2010

Jury Demand: None

Nature of Suit: 445 Civil Rights: Americans with Disabilities - Employment

Jurisdiction: U.S. Government Plaintiff

Plaintiff

The United States of America

represented by **Katherine Houston**

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Defendant

Sonny Perdue
Governor, State of Georgia, in his official capacity

represented by **Joshua Barrett Belinfante**
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Jennifer Dalton
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ATTORNEY TO BE NOTICED

Mark Howard Cohen
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Commissioner, Georgia Department of Behavioral Health and Developmental Disabilities, in his official capacity

represented by **Joshua Barrett Belinfante**
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Jennifer Dalton

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Mark Howard Cohen

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ATTORNEY TO BE NOTICED

Defendant**Rhonda M. Medows**

Commissioner, Georgia Department of Community Health, in her official capacity

represented by **Joshua Barrett Belinfante**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mark Howard Cohen

(See above for address)
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Date Filed	#	Docket Text
01/28/2010	1	COMPLAINT filed by The United States of America. Consent form to proceed before U.S. Magistrate and pretrial instructions provided. (Attachments: # 1 Civil Cover Sheet)(adg) Please visit our website at http://www.gand.uscourts.gov to obtain Pretrial Instructions. (Entered: 01/29/2010)
01/29/2010	2	NOTICE Of Filing Exhibit to Complaint by The United States of America re 1 Complaint, <i>Exhibit 1</i> (Mygatt, Timothy) (Entered: 01/29/2010)
01/29/2010	3	NOTICE Of Filing Exhibit 2 to Complaint by The United States of America (Mygatt, Timothy) (Entered: 01/29/2010)

Exhibit 1

01/29/2010	4	NOTICE Of Filing Exhibit 3 to Complaint by The United States of America (Mygatt, Timothy) (Entered: 01/29/2010)
01/29/2010	5	NOTICE Of Filing Exhibit 4 to Complaint by The United States of America (Mygatt, Timothy) (Entered: 01/29/2010)
01/29/2010	6	NOTICE Of Filing Exhibit 5 to Complaint by The United States of America (Mygatt, Timothy) (Entered: 01/29/2010)
01/29/2010	7	NOTICE Of Filing Exhibit 6 to Complaint by The United States of America (Mygatt, Timothy) (Entered: 01/29/2010)
02/04/2010	8	Minute Entry for proceedings held before Judge Charles A. Pannell, Jr: Telephone Conference/Status Conference held on 2/4/2010, This case is set for a hearing on 3/1/2010 at 10:00 AM before Judge Charles A. Pannell Jr. The court will hold another conference call a week from today. Hearing concluded. (Court Reporter Martha Frutchey)(adg) (Entered: 02/05/2010)
02/12/2010	9	TRANSCRIPT of Proceedings held on 2/4/10 (Tele Conf) before Judge Charles A. Pannell, Jr. Court Reporter/Transcriber Martha J. Frutchey, Telephone number 404-215-1573. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/5/2010. Redacted Transcript Deadline set for 3/15/2010. Release of Transcript Restriction set for 5/13/2010. (Attachments: # 1 Notice of Filing Transcript) (pj) (Entered: 02/12/2010)
02/19/2010	10	TRANSCRIPT of Proceedings held on 2/4/10 (Tele Conf) before Judge Charles A. Pannell, Jr. Court Reporter/Transcriber Martha J. Frutchey, Telephone number 404-215-1573. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/12/2010. Redacted Transcript Deadline set for 3/22/2010. Release of Transcript Restriction set for 5/20/2010. (Attachments: # 1 Notice of Filing Transcript) (pj) (Entered: 02/19/2010)
02/19/2010	11	TRANSCRIPT of Proceedings held on 2/16/10 (Tele Conf) before Judge Charles A. Pannell, Jr. Court Reporter/Transcriber Martha J. Frutchey, Telephone number 404-215-1573. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/12/2010. Redacted Transcript Deadline set for 3/22/2010. Release of Transcript Restriction set for 5/20/2010. (Attachments: # 1 Notice of Filing Transcript) (pj) (Entered: 02/19/2010)
02/25/2010	12	MOTION to Stay by The United States of America. (Mygatt, Timothy) (Entered: 02/25/2010)
02/26/2010	13	ORDER GRANTING 12 Motion to Stay so that the Parties may engage in settlementnegotiations. The Court also hereby GRANTS the request to toll until 3/15/2010, the response time on all pending responses and replies. Should negotiationsfail, the Court will reschedule the proceedings to begin on 3/15/2010, or assoon as possible thereafter. Signed by Judge Charles A. Pannell, Jr on 2/26/2010. (adg) (Entered: 02/26/2010)

04/01/2010	14	PROPOSED CONSENT ORDER re: Agreed Extension for Defendants to File Answer, Motion, or Other Responsive Pleading re: 1 Complaint,. (Cohen, Mark) (Entered: 04/01/2010)
04/07/2010	15	ORDER TO EXTEND TIME TO ANSWER Complaint to and through 5/6/2010. Signed by Judge Charles A. Pannell, Jr on 4/7/2010. (adg) (Entered: 04/07/2010)
04/07/2010	16	NOTICE of Appearance by Joshua Barrett Belinfante on behalf of The State of Georgia, Frank E. Shelp, Rhonda M. Medows and Sonny Perdue (Belinfante, Joshua) Modified on 4/8/2010 to correct docket text (adg). (Entered: 04/07/2010)
04/07/2010	17	NOTICE of Appearance by Mark Howard Cohen on behalf of Frank E. Shelp, Rhonda M. Medows, The State of Georgia, Sonny Perdue (Cohen, Mark) (Entered: 04/07/2010)
04/30/2010	18	PROPOSED CONSENT ORDER re: Agreed Extension of Time for Defendants to File Answer, Motion, or Other Responsive Pleading. (Cohen, Mark) (Entered: 04/30/2010)
05/03/2010	19	ORDER TO EXTEND TIME TO ANSWER; defendants answer to complaint due 5/13/2010. Signed by Judge Charles A. Pannell, Jr on 5/3/2010. (adg) (Entered: 05/03/2010)
05/12/2010	20	PROPOSED CONSENT ORDER re: Agreed Extension of Time for Defendants to File Answer, Motion, or Other Responsive Pleading. (Cohen, Mark) (Entered: 05/12/2010)
05/17/2010	21	ORDER TO EXTEND TIME TO ANSWER, defendants answer due 6/1/2010. Signed by Judge Charles A. Pannell, Jr on 5/17/2010. (adg) (Entered: 05/17/2010)
05/28/2010	22	PROPOSED CONSENT ORDER re: Agreed Extension of Time for Defendants to File Answer, Motion, or Other Responsive Pleading. (Cohen, Mark) (Entered: 05/28/2010)
05/28/2010	23	CONSENT ORDER TO EXTEND TIME TO ANSWER COMPLAINT. Defendants shall have through and including 6/22/2010 to answer complaint. Signed by Judge Charles A. Pannell, Jr on 5/28/2010. (adg) (Entered: 05/28/2010)
06/18/2010	24	PROPOSED CONSENT ORDER re: Agreed Extension of Time for Defendants to File Answer, Motion, or Other Responsive Pleading. (Cohen, Mark) (Entered: 06/18/2010)
06/21/2010	25	ORDER TO EXTEND TIME TO ANSWER. The Defendants shall have through and including July 1, 2010 to file their answer, motion, or other responsive pleading to Plaintiff's Complaint. Signed by Judge Charles A. Pannell, Jr on 6/21/2010. (ank) (Entered: 06/21/2010)
06/21/2010		Clerk's Certificate of Mailing as to US Dept of Justice re 25 Order (ank) (Entered: 06/21/2010)
06/30/2010	26	MOTION for Order <i>Setting Status Conference</i> by The United States of America. (Attachments: # 1 Text of Proposed Order)(Rhee, Mina) (Entered: 06/30/2010)
07/01/2010	27	MOTION for Leave to File Excess Pages (<i>for Memorandum of Law in Support of Motion to Dismiss</i>) by The State of Georgia. (Attachments: # 1 Text of Proposed Order)(Cohen, Mark) (Entered: 07/01/2010)
07/01/2010	28	MOTION to Dismiss with Brief In Support by The State of Georgia. (Attachments: # 1 Brief in Support)(Cohen, Mark) (Entered: 07/01/2010)

07/15/2010	29	MOTION for Leave to File Excess Pages with Brief In Support by The United States of America. (Koch, Robert) (Entered: 07/15/2010)
07/15/2010	30	RESPONSE re 28 MOTION to Dismiss filed by The United States of America. (Koch, Robert) (Entered: 07/15/2010)
07/22/2010	31	RESPONSE re 26 MOTION for Order <i>Setting Status Conference (Defendants' Status Update and Proposed Agenda for Status Conference)</i> filed by The State of Georgia. (Attachments: # 1 Exhibit A)(Cohen, Mark) (Entered: 07/22/2010)
07/27/2010		Submission of 27 MOTION for Leave to File Excess Pages (<i>for Memorandum of Law in Support of Motion to Dismiss</i>), submitted to District Judge Charles A. Pannell. (adg) (Entered: 07/27/2010)
07/27/2010	32	APPLICATION for Admission of Timothy D. Mygatt Pro Hac Vice with Brief In Support by The United States of America. (Rhee, Mina) (Entered: 07/27/2010)
07/27/2010	33	APPLICATION for Admission of Max Lapertosa Pro Hac Vice with Brief In Support by The United States of America. (Rhee, Mina) (Entered: 07/27/2010)
07/29/2010		APPROVAL by Clerks Office. Attorney Max P. Lapertosa, Timothy D. Mygatt added appearing on behalf of The United States of America (cdg) Modified on 8/2/2010 to create doc. link (cdg). (Entered: 07/29/2010)
07/29/2010	34	APPLICATION for Admission of Robert A. Koch Pro Hac Vice by The United States of America. (Rhee, Mina) (Entered: 07/29/2010)
07/29/2010	35	APPLICATION for Admission of Judy C. Preston Pro Hac Vice by The United States of America. (Rhee, Mina) (Entered: 07/29/2010)
07/29/2010	36	APPLICATION for Admission of Mary R. Bohan Pro Hac Vice by The United States of America. (Rhee, Mina) (Entered: 07/29/2010)
08/02/2010		APPROVAL by Clerks Office re: 36 APPLICATION for Admission of Mary R. Bohan Pro Hac Vice, 34 APPLICATION for Admission of Robert A. Koch Pro Hac Vice, 35 APPLICATION for Admission of Judy C. Preston Pro Hac Vice. Attorney Robert Koch, Mary R. Bohan, Judy C. Preston added appearing on behalf of The United States of America (cdg) (Entered: 08/02/2010)
08/02/2010	37	REPLY BRIEF re 28 MOTION to Dismiss filed by The State of Georgia. (Cohen, Mark) (Entered: 08/02/2010)
08/02/2010	38	ORDER GRANTING 34 Application for Admission Pro Hac Vice of Robert A. Koch. Signed by Judge Charles A. Pannell, Jr on 8/2/2010. (adg) (Entered: 08/03/2010)
08/02/2010	39	ORDER GRANTING 35 Application for Admission Pro Hac Vice of Judy C. Preston. Signed by Judge Charles A. Pannell, Jr on 8/2/2010. (adg) (Entered: 08/03/2010)
08/02/2010	40	ORDER GRANTING 36 Application for Admission Pro Hac Vice of Mary R. Bohan. Signed by Judge Charles A. Pannell, Jr on 8/2/2010. (adg) (Entered: 08/04/2010)
08/03/2010		Submission of 29 MOTION for Leave to File Excess Pages, 28 MOTION to Dismiss, submitted to District Judge Charles A. Pannell. (adg) (Entered: 08/03/2010)
08/05/2010		NOTICE of TELECONFERENCE Hearing: Status Conference set for 8/6/2010 at 11:15 AM before Judge Charles A. Pannell Jr.. Participants are directed to dial (866)742-9889. Id No.: 93154695. The court plans to address the issues proposed by

		the parties.(yrm) (Entered: 08/05/2010)
08/06/2010	41	Minute Entry for proceedings held before Judge Charles A. Pannell, Jr: Telephone Conference held on 8/6/2010. Court heard from counsel. Hearing to be set for 11/8/2010. Written order to follow. Hearing Concluded. (Court Reporter Martha Frutchey)(adg) (Entered: 08/09/2010)
08/09/2010	42	ORDER DENYING 28 Motion to Dismiss and DIRECTING the parties to initiate discovery in the matter. The Joint Proposed Preliminary Report and Discovery Plan will be filed within 20 days of the date of this order. Discovery shall begin upon the filing of this order. Discovery in one action may be used and incorporated in the other action.. Signed by Judge Charles A. Pannell, Jr on 8/9/2010. (adg) (Entered: 08/10/2010)
08/12/2010	43	APPLICATION for Admission of Richard J. Farano Pro Hac Vice with Brief In Support by The United States of America. (Rhee, Mina) (Entered: 08/12/2010)
08/12/2010	44	APPLICATION for Admission of Jeffrey R. Murray Pro Hac Vice with Brief In Support by The United States of America. (Rhee, Mina) (Entered: 08/12/2010)
08/12/2010	45	APPLICATION for Admission of Aaron S. Fleisher Pro Hac Vice with Brief In Support by The United States of America. (Rhee, Mina) (Entered: 08/12/2010)
08/16/2010	46	CERTIFICATE OF SERVICE <i>re: First Set of Interrogatories</i> by The United States of America.(Lapertosa, Max) (Entered: 08/16/2010)
08/16/2010	47	CERTIFICATE OF SERVICE <i>re: First Set of Requests for Production of Documents</i> by The United States of America.(Lapertosa, Max) (Entered: 08/16/2010)
08/16/2010		APPROVAL by Clerks Office re: 44 APPLICATION for Admission of Jeffrey R. Murray Pro Hac Vice, 45 APPLICATION for Admission of Aaron S. Fleisher Pro Hac Vice, 43 APPLICATION for Admission of Richard J. Farano Pro Hac Vice. Attorney Aaron S. Fleisher, Jeffrey R. Murray, Richard J. Farano added appearing on behalf of The United States of America (cdg) (Entered: 08/16/2010)
08/17/2010	48	ORDER GRANTING 43 Application for Admission Pro Hac Vice of Richard J. Farano. Signed by Judge Charles A. Pannell, Jr on 8/17/2010. (adg) (Entered: 08/17/2010)
08/17/2010	49	ORDER GRANTING 45 Application for Admission Pro Hac Vice of Aaron S. Fleisher. Signed by Judge Charles A. Pannell, Jr on 8/17/2010. (adg) (Entered: 08/17/2010)
08/17/2010	50	ORDER GRANTING 44 Application for Admission Pro Hac Vice of Jeffrey R. Murray. Signed by Judge Charles A. Pannell, Jr on 8/17/2010. (adg) (Entered: 08/17/2010)
08/23/2010	51	ANSWER to 1 COMPLAINT by Rhonda M. Medows, Sonny Perdue, Frank E. Shelp, The State of Georgia. Discovery ends on 1/20/2011.(Cohen, Mark) Please visit our website at http://www.gand.uscourts.gov to obtain Pretrial Instructions. (Entered: 08/23/2010)
08/24/2010	52	CERTIFICATE OF SERVICE <i>for Defendants' First Set of Interrogatories to Plaintiff AND Defendants' First Request for Production of Documents to Plaintiff</i> by The State of Georgia.(Cohen, Mark) (Entered: 08/24/2010)

08/30/2010	53	Joint PRELIMINARY REPORT AND DISCOVERY PLAN filed by The United States of America. (Mygatt, Timothy) (Entered: 08/30/2010)
09/02/2010	54	NOTICE to Take Deposition of All Defendants 30(b)(6) filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	55	NOTICE to Take Deposition of Shelp 30(b)(6) filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	56	NOTICE to Take Deposition of Clyde Reese 30(b)(6) filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	57	NOTICE to Take Deposition of All Defendants 30(b)(6) filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	58	NOTICE to Take Deposition of Jason Bearden filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	59	NOTICE to Take Deposition of Greg Hoyt filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	60	NOTICE to Take Deposition of William H. Janes filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	61	NOTICE to Take Deposition of Donald Manning filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	62	NOTICE to Take Deposition of Denise McClain filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	63	NOTICE to Take Deposition of William McDonald filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	64	NOTICE to Take Deposition of Karen Green McGowan filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	65	NOTICE to Take Deposition of Jewel Norman filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	66	NOTICE to Take Deposition of Andrew Phillips filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	67	NOTICE to Take Deposition of Mary Lou Rahn filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	68	NOTICE to Take Deposition of Frank Shelp filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/02/2010	69	NOTICE to Take Deposition of Nirbhay Singh filed by The United States of America (Lapertosa, Max) (Entered: 09/02/2010)
09/14/2010	70	Amended NOTICE to Take Deposition of Rule 30(b)(6) deposition of Clyde Reese, in his official capacity as Director of the Georgia Department of Community Health filed by The United States of America (Lapertosa, Max) (Entered: 09/14/2010)
09/14/2010	71	Amended NOTICE to Take Deposition of Mary Lou Rahn filed by The United States of America (Lapertosa, Max) (Entered: 09/14/2010)

09/14/2010	72	PROPOSED CONSENT ORDER Consent Confidentiality and Protective Order. (Cohen, Mark) (Entered: 09/14/2010)
09/14/2010	73	NOTICE by The State of Georgia <i>Notice of Subpoenas for Depositions of Non-Party Witnesses</i> (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E)(Cohen, Mark) (Entered: 09/14/2010)
09/15/2010	74	CERTIFICATE OF SERVICE of <i>Defendants' Responses and Objections to Plaintiff's First Set of Interrogatories and Defendants' Responses and Objections to Plaintiff's First Request for Production of Documents</i> by The State of Georgia.(Cohen, Mark) (Entered: 09/15/2010)
09/16/2010	75	TRANSCRIPT of Proceedings held on 8/6/10 (Tele Conf) before Judge Charles A. Pannell, Jr. Court Reporter/Transcriber Martha J. Frutchey, Telephone number 404-215-1573. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 10/7/2010. Redacted Transcript Deadline set for 10/18/2010. Release of Transcript Restriction set for 12/15/2010. (Attachments: # 1 Notice of Filing Transcript) (pjm) (Entered: 09/17/2010)
09/17/2010		NOTICE The court will conduct a status conference at 2:00 p.m. on September 23, 2010 in Courtroom 2307. Participation by telephone will not be possible. The topics the court intends to address are: (1) the proposed preliminary report and discovery plan; and (2) the amici curiae's motion seeking copies of discovery. (mam) (Entered: 09/17/2010)
09/20/2010	76	ORDER granting 33 Application for Admission Pro Hac Vice of Max Lapertosa. Signed by Judge Charles A. Pannell, Jr on 9/20/2010. (adg) (Entered: 09/20/2010)
09/20/2010	77	ORDER granting 32 Application for Admission Pro Hac Vice of Timothy D. Mygatt. Signed by Judge Charles A. Pannell, Jr on 9/20/2010. (adg) (Entered: 09/20/2010)
09/20/2010	78	Amended NOTICE to Take Deposition of 30(b)(6) GAMH Budget filed by The United States of America (Fleisher, Aaron) (Entered: 09/20/2010)
09/20/2010	79	Amended NOTICE to Take Deposition of 30(b)(6) Housing filed by The United States of America (Fleisher, Aaron) (Entered: 09/20/2010)
09/20/2010	80	Amended NOTICE to Take Deposition of Greg Hoyt filed by The United States of America (Fleisher, Aaron) (Entered: 09/20/2010)
09/20/2010	81	Amended NOTICE to Take Deposition of William Janes filed by The United States of America (Fleisher, Aaron) (Entered: 09/20/2010)
09/20/2010	82	Amended NOTICE to Take Deposition of Jewel Norman filed by The United States of America (Fleisher, Aaron) (Entered: 09/20/2010)
09/20/2010	83	Amended NOTICE to Take Deposition of Denise McClain filed by The United States of America (Fleisher, Aaron) (Entered: 09/20/2010)
09/21/2010	84	NOTICE by The State of Georgia <i>re: Subpoenas for Depositions of Non-Party Witnesses</i> (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Cohen, Mark) (Entered: 09/21/2010)

09/23/2010		NOTICE re 29 MOTION for Leave to File Excess Pages, 27 MOTION for Leave to File Excess Pages are GRANTED. (mam) (Entered: 09/23/2010)
09/24/2010	85	Amended NOTICE to Take Deposition of William Janes filed by The United States of America (Fleisher, Aaron) (Entered: 09/24/2010)
09/24/2010	86	Amended NOTICE to Take Deposition of Donald Manning filed by The United States of America (Fleisher, Aaron) (Entered: 09/24/2010)
09/24/2010	87	Amended NOTICE to Take Deposition of Karen Green-McGowan filed by The United States of America (Fleisher, Aaron) (Entered: 09/24/2010)
09/24/2010	88	Amended NOTICE to Take Deposition of Frank Shelp filed by The United States of America (Fleisher, Aaron) (Entered: 09/24/2010)
09/24/2010	89	Amended NOTICE to Take Deposition of Jewel Norman filed by The United States of America (Fleisher, Aaron) (Entered: 09/24/2010)
09/24/2010	90	MOTION for Immediate Relief by The United States of America. (Attachments: # 1 Memorandum of Law, # 2 Text of Proposed Order, # 3 Exhibit 1, # 4 Exhibit 2, # 5 Exhibit 3, # 6 Exhibit 4, # 7 Exhibit 5, # 8 Exhibit 6, # 9 Exhibit 7, # 10 Exhibit 8, # 11 Exhibit 9, # 12 Exhibit 10, # 13 Exhibit 11, # 14 Exhibit 12, # 15 Exhibit 13, # 16 Exhibit 14, # 17 Exhibit 15, # 18 Exhibit 16, # 19 Exhibit 17, # 20 Exhibit 18, # 21 Exhibit 19, # 22 Exhibit 20, # 23 Exhibit 21, # 24 Exhibit 22, # 25 Exhibit 23, # 26 Exhibit 24, # 27 Exhibit 25, # 28 Exhibit 26, # 29 Exhibit 27)(adg) (Filed pursuant to 9/24/2010 Order in 1:09-cv-119-CAP) (Entered: 09/24/2010)
09/24/2010	91	RESPONSE in Opposition re 90 MOTION for Immediate Relief filed by Rhonda M. Medows, Sonny Perdue, Frank E. Shelp, The State of Georgia. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D)(adg) (Filed pursuant to 9/24/2010 Order in 1:09-cv-119-CAP) (Entered: 09/24/2010)
09/26/2010	92	NOTICE by The State of Georgia <i>re: Amended Subpoena for Deposition of Non-Party Witness (Gates)</i> (Attachments: # 1 Exhibit A)(Cohen, Mark) (Entered: 09/26/2010)
09/27/2010	93	ORDER approving 53 Preliminary Report and Discovery Plan, except as herein modified: The parties shall jointly file a proposed schedule for Phase Two of discovery within 14 days of the date the court issues a ruling regarding the issues presented at the 11/8/2010 hearing. Signed by Judge Charles A. Pannell, Jr on 9/27/2010. (adg) (Entered: 09/27/2010)
09/28/2010	94	NOTICE of Appearance by Kevin Gregory Meeks on behalf of The State of Georgia (Meeks, Kevin) (Entered: 09/28/2010)
09/28/2010	95	NOTICE of Appearance by Jaime L. Theriot on behalf of The State of Georgia (Theriot, Jaime) (Entered: 09/28/2010)
09/28/2010	96	NOTICE of Appearance by Jeremy U. Littlefield on behalf of The State of Georgia (Littlefield, Jeremy) (Entered: 09/28/2010)
09/28/2010	97	NOTICE of Appearance by Jeremy Patrick Burnette on behalf of The State of Georgia (Burnette, Jeremy) (Entered: 09/28/2010)
09/28/2010	98	NOTICE of Appearance by Lynette Eaddy Smith on behalf of The State of Georgia (Smith, Lynette) (Entered: 09/28/2010)

09/28/2010	99	NOTICE of Appearance by Steven J. Hewitson on behalf of The State of Georgia (Hewitson, Steven) (Entered: 09/28/2010)
09/28/2010	100	NOTICE of Appearance by Lindsey Elisa Bowen on behalf of The State of Georgia (Bowen, Lindsey) (Entered: 09/28/2010)
09/28/2010	101	CERTIFICATE OF SERVICE filed by The United States of America <i>re: DISCOVERY</i> (Fleisher, Aaron) (Entered: 09/28/2010)
09/28/2010	102	CERTIFICATE OF SERVICE filed by The United States of America <i>re: DISCOVERY</i> (Fleisher, Aaron) (Entered: 09/28/2010)
09/29/2010	103	First NOTICE to Take Deposition of BEVERLY ROLLINS filed by The United States of America (Fleisher, Aaron) (Entered: 09/29/2010)
09/29/2010	104	First NOTICE to Take Deposition of DR. NIRBHAY N. SINGH filed by The United States of America (Fleisher, Aaron) (Entered: 09/29/2010)
09/29/2010	105	Amended NOTICE to Take Deposition of DR. WILLIAM MCDONALD filed by The United States of America (Fleisher, Aaron) (Entered: 09/29/2010)
09/29/2010	106	Amended NOTICE to Take Deposition of 30(B)(6) DEPOSITION filed by The United States of America (Fleisher, Aaron) (Entered: 09/29/2010)
09/29/2010	107	Amended NOTICE to Take Deposition of 30(B)(6) DEPOSITION filed by The United States of America (Fleisher, Aaron) (Entered: 09/29/2010)
10/01/2010	108	NOTICE of Appearance by Jason S. Naunas on behalf of The State of Georgia (Naunas, Jason) (Entered: 10/01/2010)
10/06/2010	109	NOTICE of Appearance by Mark J. Cicero on behalf of The State of Georgia (Cicero, Mark) (Entered: 10/06/2010)
10/07/2010	110	CERTIFICATE OF SERVICE <i>re: Supplemental Discovery</i> by The United States of America.(Murray, Jeffrey) (Entered: 10/07/2010)
10/12/2010	111	CERTIFICATE OF SERVICE <i>for Rule 26 Expert Disclosures</i> by The United States of America.(Fleisher, Aaron) (Entered: 10/12/2010)
10/19/2010	112	Joint MOTION for Settlement by The United States of America. (Koch, Robert) (Entered: 10/19/2010)
10/21/2010		NOTICE The hearing scheduled for November 8, 2010 is canceled. All discovery and briefing related to this hearing is to be suspended. The parties' settlement agreement is under review by the court. (mam) (Entered: 10/21/2010)
10/22/2010	113	RESPONSE in Support re 112 Joint MOTION for Settlement filed by Georgia Advocacy Office, Inc.. (Norris, Joshua) (Entered: 10/22/2010)
10/26/2010	114	STIPULATION re 112 Joint MOTION for Settlement by The United States of America. (Koch, Robert) (Entered: 10/26/2010)
10/29/2010	115	ORDER ADOPTING 112 Joing Motion to Enter Settlement Agreement; DISMISSING as moot 90 Motion for Preliminary Injunction; The clerk is DIRECTED to administratively close this civil action. The court will retain jurisdiction to enforce the Settlement Agreement (as revised). Signed by Judge Charles A. Pannell, Jr on 10/29/2010. (adg) (Entered: 11/01/2010)

10/29/2010		Civil Case Terminated. (adg) (Entered: 11/01/2010)
12/20/2010		Funds Deposited per Order: \$ 100,000.00, receipt number 100031077 (adg) (Entered: 12/20/2010)
12/22/2010	116	NOTICE Of Filing Joint Filing of the Budget for the Independent Reviewer by The United States of America (Koch, Robert) (Entered: 12/22/2010)
01/14/2011	117	Mail Returned as Undeliverable. Mail sent to Samuel R. Bagenstos re 23 Order to Extend Time to Answer. (adg) (Entered: 01/19/2011)
02/22/2011	118	ORDER DIRECTING the Clerk to make an interim payment to Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., in the amount of \$10,656.50. Signed by Judge Charles A. Pannell, Jr on 2/22/2011. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 (Attachments: # 1 Statement of Fees and Expenses)(cc: Financial)(adg) (Entered: 02/22/2011)
03/03/2011		Funds Deposited per Order: \$ 10,656.00, receipt number 100033176 (adg) (Entered: 03/04/2011)
03/23/2011		Funds Deposited per Order: \$ 9,613.21, receipt number 1000033825 (adg) (Entered: 03/23/2011)
03/24/2011	119	ORDER DIRECTING the Clerk to make an interim payment to Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., in the amount of \$9,613.21. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI (I) (2) of the court's 10/29/2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 3/24/2011. (Attachments: # 1 Statement of Fees and Expenses)(adg) (Entered: 03/24/2011)
04/19/2011		Funds Deposited per Order: \$ 7,562.69, receipt number 100034690 (adg) (Entered: 04/20/2011)
04/20/2011	120	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$7,562.69. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's 115 Order of 10/29/2010. Signed by Judge Charles A. Pannell, Jr on 4/20/2011. (Attachments: # 1 Statement of Fees and Expenses)(adg) (Entered: 04/20/2011)
05/02/2011	121	NOTICE Of Filing Joint Filing of the Budget for the Independent Reviewer by The United States of America (Koch, Robert) (Entered: 05/02/2011)
05/18/2011	122	NOTICE of Appearance by Thomas Jackson Morse on behalf of The United States of America (Morse, Thomas) (Entered: 05/18/2011)
05/26/2011	123	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$8,967.88. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 115 Order. Signed by Judge Charles A. Pannell, Jr on 5/26/2011 (Attachments: # 1 Statement of Fees and Expenses)(adg) (Entered: 05/26/2011)

05/26/2011	124	Certification of Consent to Substitution of Counsel. Thomas Jackson Morse replacing attorney Aaron S. Fleisher; Emily A. Gunston; Max P. Lapertosa; Jeffrey R. Murray; Timothy D. Mygatt; Judy C. Preston; Mina Rhee; Shanetta Y. Cutlar and Richard J. Farano. (Morse, Thomas) (Entered: 05/26/2011)
06/01/2011		Funds Deposited per Order: \$ 8,967.88, receipt number 100035877 (adg) (Entered: 06/01/2011)
07/07/2011		Funds Deposited per Order: \$ 16,119.06, receipt number 100036916 (adg) (Entered: 07/07/2011)
07/15/2011	125	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$16,119.06. Signed by Judge Charles A. Pannell, Jr on 7/15/2011. (Attachments: # 1 Billing Statements)(adg) (Entered: 07/15/2011)
07/15/2011	126	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$30,747.26. Signed by Judge Charles A. Pannell, Jr on 7/15/2011. (Attachments: # 1 Billing Statements)(adg) (Entered: 07/15/2011)
07/15/2011		Funds Deposited per Order: \$ 30,747.26, receipt number 100037196 (adg) (Entered: 07/15/2011)
08/23/2011		Funds Deposited per Order: \$ 54,172.31, receipt number 38347. (jtj) (Entered: 08/24/2011)
08/26/2011	127	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$54,172.31. Signed by Judge Charles A. Pannell, Jr. on 08/26/2011. (Attachments: # 1 Invoice Attachment) (jtj) (Entered: 08/26/2011)
09/15/2011	128	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$49,484.06. Signed by Judge Charles A. Pannell, Jr. on 09/15/2011. (Attachments: # 1 Invoice Attachment) (jtj) (Entered: 09/15/2011)
09/20/2011	129	Consent MOTION for Extension of Time File Report of the Independent Reviewer by The United States of America. (Koch, Robert) (Entered: 09/20/2011)
09/20/2011	130	ORDER GRANTING 129 Motion for Extension of Time until 10/7/2011 for filing the Independent Reviewer's compliance report. Signed by Judge Charles A. Pannell, Jr on 9/20/2011. (adg) (Entered: 09/21/2011)
10/07/2011	131	NOTICE Of Joint Filing of the Report of the Independent Reviewer by The United States of America (Koch, Robert) Modified on 10/7/2011 to correct docket text. (jtj) (Entered: 10/07/2011)
10/17/2011	132	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No.1204, West Hollywood, CA 90069 in the amount of \$19,204.58. Signed by Judge

Exhibit 1

		Charles A. Pannell, Jr on 10/17/2011. (Attachments: # 1 Billing Statements and Supporting Documents)(adg) (Entered: 10/17/2011)
10/25/2011		Funds Deposited per Order: \$ 19,204.58, receipt number 100040124. (jtj) (Entered: 10/26/2011)
11/15/2011	133	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$9,281.19. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's 10/29/ 2010 Order 115 . Signed by Judge Charles A. Pannell, Jr. on 11/15/2011. (Attachments: # 1 Statement of Fees and Expenses) (jtj) (Entered: 11/15/2011)
11/22/2011		Funds Deposited per Order: \$ 9,281.19, receipt number 40931. (jtj) (Entered: 11/22/2011)
12/08/2011	134	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$6,476.87. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI (1) (2) of the court's 115 Order of 10/29/2010. Signed by Judge Charles A. Pannell, Jr on 12/8/2011. (Attachments: # 1 Statement of Fees)(adg) (Entered: 12/09/2011)
12/12/2011		Funds Deposited per Order: \$ 6,476.87, receipt number 41544. (jtj) (Entered: 12/13/2011)
01/23/2012	135	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$6,160.41. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the Court's 115 order of 10/29/2010. Signed by Judge Charles A. Pannell, Jr on 01/23/2012. (Attachments: # 1 Statement of Fees)(jtj) (Entered: 01/23/2012)
02/14/2012	136	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$4,837.84. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the courts October 29, 2010 order [Doc. No. 115]. Signed by Judge Charles A. Pannell, Jr on 02/14/2012. (Attachments: # 1 Statement of Fees) (jtj) (Entered: 02/14/2012)
02/15/2012		Funds Deposited per Orders 135 and 136 : \$ 10,998.25, receipt number 100043381. (jtj) (Entered: 02/15/2012)
03/16/2012	137	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$1,500.00. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court. Signed by Judge Charles A. Pannell, Jr. on 3/16/2012. (Attachments: # 1 Statement of Fees) (jtj) (Entered: 03/16/2012)

03/20/2012		Funds Deposited per Order: \$ 1,500.00, receipt number GAN100044380. (jtj) (Entered: 03/21/2012)
04/10/2012	138	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$7,844.53. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's 115 Order of 10/29/2010. Signed by Judge Charles A. Pannell, Jr on 4/10/2012. (Attachments: # 1 Statement of Fees)(adg) (Entered: 04/10/2012)
04/11/2012		Funds Deposited per Order: \$ 7,844.53, receipt number 100045017 (adg) (Entered: 04/12/2012)
05/01/2012	139	NOTICE Of Filing of the Budget for the Independent Reviewer for the State Fiscal Year 2013 by The State of Georgia ex rel (Cohen, Mark) (Entered: 05/01/2012)
05/11/2012		Funds Deposited per Order: \$ 8,973.63, receipt number 100045941 (adg) (Entered: 05/14/2012)
05/17/2012	140	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$8,973.63. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's 115 Order of 10/29/2010. Signed by Judge Charles A. Pannell, Jr. on 5/17/2012. (Attachments: # 1 Statement of Fees) (jtj) (Entered: 05/17/2012)
06/06/2012	141	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$6,352.14. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 6/6/2012. (Attachments: # 1 Statement of Fees)(adg) (Entered: 06/06/2012)
06/14/2012		Funds Deposited per Order: \$ 6,352.14, receipt number GAN20002110. (sk) (Entered: 06/14/2012)
07/12/2012	142	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$52,291.90. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 7/12/2012. (Attachments: # 1 Statement of Fees)(adg) (Entered: 07/12/2012)
07/17/2012		Funds Deposited per Order: \$ 52,291.90, receipt number 100047645 (adg) (Entered: 07/18/2012)
07/18/2012	143	Joint MOTION for Order for a Status Conference by The United States of America. (Koch, Robert) (Entered: 07/18/2012)
07/18/2012	144	The Parties are ORDERED to file a Joint Status Report no later than 8/1/2012, providing details on why modification is necessary and what practical effect the

		changes will have on the Settlement Agreement. Upon receipt of status report, the court will schedule a hearing. Signed by Judge Charles A. Pannell, Jr on 7/18/2012. (adg) (Entered: 07/18/2012)
07/25/2012	145	STATUS REPORT <i>regarding modifications</i> by The United States of America. (Morse, Thomas) (Entered: 07/25/2012)
07/30/2012	147	Minute Entry for proceedings held before Judge Charles A. Pannell, Jr: Telephone Conference held on 7/30/2012 on Joint Motion for Status Conference re: modifications to Settlement Agreement. Hearing set for 8/28/2012 at 10:00 a.m. Hearing Concluded. (Court Reporter Martha Frutchey)(adg) (Entered: 08/01/2012)
07/31/2012	146	ORDER GRANTING 143 Motion for Status Conference. Hearing set for 8/28/2012 at 10:00 AM in ATLA Courtroom 2307 before Judge Charles A. Pannell Jr. The Clerk is DIRECTED to mail a copy of this order to the counsel for the objectors/amici curiae listed on the docket in the related case, <u>United States v. State of Georgia</u> , 1:09-CV-0119-CAP. The objectors/amici curiae may file any comments on the proposed modifications to the Settlement Agreement by 8/23/2012. The hearing will be open for all to attend. Signed by Judge Charles A. Pannell, Jr. on 7/31/2012. (adg) (Entered: 07/31/2012)
07/31/2012		Clerks Certificate of Mailing to Kenneth S. Canfield, Ira A. Burnim, Lewis Bossing, Andrew S. Penn re 146 Order on Motion for Status Conference. (adg) (Entered: 07/31/2012)
08/22/2012		Funds Deposited per Order: \$ 76,411.37, receipt number 100048657 (adg) (Entered: 08/22/2012)
08/23/2012	148	NOTICE Of Filing Amici Curiae's Comments on the Parties' Proposed Modifications to the Settlement Agreement by Georgia Advocacy Office, Inc. re 145 Status Report (Norris, Joshua) (Entered: 08/23/2012)
08/27/2012	149	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$76,411.37. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 8/27/2012. (Attachments: # 1 Statement of Fees)(adg) (Entered: 08/27/2012)
08/28/2012	150	Minute Entry for proceedings held before Judge Charles A. Pannell, Jr: Status Conference held on 8/28/2012 re the proposed modifications to the settlement agreement. Court heard from counsel and Elizabeth Jones. Written order to follow. Hearing Concluded. (Court Reporter Martha Frutchey)(adg) (Entered: 08/28/2012)
08/29/2012	151	ORDER MODIFYING SETTLEMENT AGREEMENT re: 112 Joint MOTION for Settlement and 115 Order on Motion for Settlement. Signed by Judge Charles A. Pannell, Jr on 8/29/2012. (adg) (Entered: 08/29/2012)
09/10/2012	152	Certification of Consent to Substitution of Counsel. Jennifer Dalton replacing attorney Mark J. Cicero and Jason S. Naunas. (Dalton, Jennifer) (Entered: 09/10/2012)
09/18/2012		Funds Deposited per Order: \$ 21,057.05, receipt number 100049346 (adg) (Entered: 09/19/2012)

09/19/2012	153	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$21,057.05. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 9/19/2012. (Attachments: # 1 Statement of Fees)(adg) (Entered: 09/19/2012)
09/20/2012	154	NOTICE by The State of Georgia ex rel, The United States of America <i>Joint Filing of the Report of the Independent Reviewer</i> (Cohen, Mark) (Entered: 09/20/2012)
09/21/2012	155	APPLICATION for Admission of Katherine Houston Pro Hac Vice by The United States of America. (Hughes, Aileen) (Entered: 09/21/2012)
09/26/2012		APPROVAL by Clerks Office re: 155 APPLICATION for Admission of Katherine Houston Pro Hac Vice. Attorney Katherine Houston added appearing on behalf of The United States of America (pb) (Entered: 09/26/2012)
09/27/2012	156	TRANSCRIPT of Proceedings held on 8/28/12 (Motion Hrg), before Judge Charles A. Pannell, Jr. Court Reporter/Transcriber Martha J. Frutchey, Telephone number 404-215-1573. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 10/18/2012. Redacted Transcript Deadline set for 10/29/2012. Release of Transcript Restriction set for 12/26/2012. (Attachments: # 1 Notice of Filing Transcript) (pjm) (Entered: 09/27/2012)
09/27/2012	157	NOTICE by The United States of America of <i>Consent to Withdrawal</i> (Morse, Thomas) (Entered: 09/27/2012)
09/27/2012	158	ORDER GRANTING 155 Application for Admission Pro Hac Vice of Katherine Houston. Signed by Judge Charles A. Pannell, Jr on 9/27/2012. (adg) (Entered: 09/28/2012)
10/10/2012		Funds Deposited per 159 Order in the amount of \$8,708.82, receipt number GAN100049955. (jtj) (Entered: 10/12/2012)
10/12/2012	159	ORDER DIRECTING Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., in the amount of \$8,708.82. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order. Signed by Judge Charles A. Pannell, Jr. on 10/12/2012. (Attachments: # 1 Statement of Fees and Expenses)(dfb) (Entered: 10/12/2012)
10/12/2012		Clerks Certificate of Mailing. Copy of 159 Order sent to Elizabeth Jones. (dfb) (Entered: 10/12/2012)
11/20/2012	160	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$1,636.26. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order 115 . Signed by Judge Charles A. Pannell, Jr. on 11/20/12. (Attachments: # 1 Statement of Fees and Expenses)(cem) (Entered: 11/20/2012)

Exhibit 1

11/20/2012		Clerks Certificate of Mailing as to Katherine Houston re 160 Order. (cem) (Entered: 11/20/2012)
11/20/2012		Funds Deposited per 160 Order: \$ 1636.26, receipt number 51008. (cem) (Entered: 11/20/2012)
12/11/2012	161	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$10,483.90. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order 115 . Signed by Judge Charles A. Pannell, Jr. on 12/11/12. (cem) (Additional attachment(s) added on 12/11/2012: # 1 Statement of Fees and Expenses) (cem). (Entered: 12/11/2012)
12/14/2012		Funds Deposited per Order: 161 \$ 10,483.90, receipt number 51706. (cem) (Entered: 12/14/2012)
01/28/2013		Funds Deposited per Order: \$ 7,282.61, receipt number 100052750 (adg) (Entered: 01/29/2013)
01/29/2013	162	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$7,282.61. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 1/29/2013. (Attachments: # 1 Statement of Fees)(adg) (Entered: 01/29/2013)
02/20/2013	163	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$17,305.80. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 2/20/2013. (Attachments: # 1 Statement of Fees)(adg) (Entered: 02/20/2013)
02/21/2013		Funds Deposited per Order: \$ 17,305.80, receipt number 100053459 (adg) (Entered: 02/22/2013)
03/20/2013		Funds Deposited per Order: \$ 7,066.07, receipt number 100054263 (adg) (Entered: 03/21/2013)
03/21/2013	164	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$7,066.07. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 3/21/2013. (Attachments: # 1 Statement of Fees)(adg) (Entered: 03/21/2013)
04/04/2013	165	NOTICE Of Filing Joint Filing of Budget of Independent Reviewer by The United States of America (Koch, Robert) (Entered: 04/04/2013)
04/17/2013	166	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No.

		1204, West Hollywood, CA 90069 in the amount of \$9,626.34. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29,2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 4/17/2013. (Attachments: # 1 Statement of Fees)(adg) (Entered: 04/18/2013)
04/23/2013		Funds Deposited per Order: \$ 9,626.34, receipt number 100055165 (adg) (Entered: 04/25/2013)
05/08/2013	167	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$21,542.49. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29,2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 5/8/2013. (Attachments: # 1 Statement of Fees)(adg) (Entered: 05/09/2013)
05/14/2013		Funds Deposited per Order: \$ 21,542.49, receipt number 100055791 (adg) (Entered: 05/16/2013)
06/24/2013	168	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$47,332.71. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29,2010 order Doc. No. 115 . (ddm) (Additional attachment(s) added on 6/25/2013: # 1 Statement of Fees and Expenses) (adg). (Entered: 06/24/2013)
07/12/2013	169	ORDER DIRECTING the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$24,818.09. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29,2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 7/12/2013. (Attachments: # 1 Statement of Fees and Expenses)(adg) (Entered: 07/12/2013)
07/22/2013	170	Joint MOTION for Order <i>to Modify the Agreement</i> by The United States of America. (Koch, Robert) (Entered: 07/22/2013)
07/26/2013	171	ORDER GRANTING 170 Motion to Modify 112 115 & 151 Settlement Agreement.. Signed by Judge Charles A. Pannell, Jr on 7/26/2013. (adg) (Entered: 07/26/2013)
08/15/2013	172	ORDER the Clerk to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$73,117.49. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29,2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 8/15/2013. (Attachments: # 1 Statement of Fees and Expenses)(adg) (Entered: 08/15/2013)
08/16/2013		Funds Deposited per Order: \$ 73,117.49, receipt number 100058181 (adg) (Entered: 08/20/2013)

09/06/2013	173	ORDER OF DISBURSEMENT of Funds. The Clerk is DIRECTED to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$13,455.46. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 9/6/2013. (Attachments: # 1 Billing Statement)(adg) (Entered: 09/06/2013)
09/12/2013		Funds Deposited per Order: \$ 35,359.55, receipt number 100058818 (adg) (Entered: 09/12/2013)
09/17/2013	174	ORDER AMENDING the 173 Order of Disbursement of Funds. The clerk is DIRECTED to make payment to Elizabeth Jone, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$35,359.55. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 9/17/2013. (adg) Modified on 9/17/2013 (adg). (Entered: 09/17/2013)
09/19/2013	175	NOTICE by The State of Georgia ex rel, The United States of America <i>Joint Filing of the Report of the Independent Reviewer</i> (Koch, Robert) (Entered: 09/19/2013)
10/07/2013	176	ORDER OF DISBURSEMENT of Funds. The Clerk is DIRECTED to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$36,509.37. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 10/7/2013. (Attachments: # 1 Statement of Fees and Expenses)(adg) (Entered: 10/08/2013)
10/15/2013		Funds Deposited per Order: \$ 36,509.37, receipt number 100059584 (adg) (Entered: 10/16/2013)
11/14/2013	177	ORDER OF DISBURSEMENT of Funds. The Clerk is DIRECTED to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$28,143.01. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . (Attachments: # 1 Statement of fees and expenses). Signed by Judge Charles A. Pannell, Jr. on 11/14/2013. (mdy) (Entered: 11/15/2013)
11/21/2013		Funds Deposited per Order: \$ 28,143.01, receipt number 100060589 (adg) (Entered: 11/25/2013)
12/04/2013	178	ORDER OF DISBURSEMENT of Funds. The Clerk is DIRECTED to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$22,529.67. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 12/4/2013. (Attachments: # 1 Statement of Fees and Expenses)(adg) (Entered: 12/05/2013)

12/10/2013		Funds Deposited per Order: \$ 22,529.87, receipt number 100061034 (adg) (Entered: 12/11/2013)
01/10/2014	179	ORDER OF DISBURSEMENT of Funds. The Clerk is DIRECTED to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$20,291.12. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 1/10/2014. (Attachments: # 1 Statement of Fees and Expenses)(adg) (Entered: 01/10/2014)
01/15/2014		Funds Deposited per Order: \$ 20,291.12, receipt number 100061919 (adg) (Entered: 01/15/2014)
02/11/2014	180	ORDER OF DISBURSEMENT of Funds. The Clerk is DIRECTED to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$38,460.07. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I) (2) of the courts October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr. on 2/11/2014. (dfb) (Additional attachment added on 2/14/2014: # 1 Statement of Fees and Expenses) (dfb) (Entered: 02/14/2014)
02/14/2014	181	ORDER OF DISBURSEMENT of Funds. The Clerk is DIRECTED to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$6,903.45. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I) (2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr. on 2/14/2014. (Attachments: # 1 Statement of Fees and Expenses) (dfb) (Entered: 02/14/2014)
02/18/2014		Funds Deposited per Order: \$ 11,142.53, receipt number 100062578 (adg) (Entered: 02/19/2014)
02/25/2014		Funds Deposited per Order: \$ 27,317.54, receipt number 100062813 (adg) (Entered: 02/26/2014)
03/11/2014	182	NOTICE Of Filing Joint Filing of Budget Modification for the Independent Reviewer by The United States of America (Attachments: # 1 Appendix Budget Modification Sheet)(Houston, Katherine) (Entered: 03/11/2014)
03/11/2014		Funds Deposited per Order: \$ 38,256.18, receipt number 100063236 (adg) (Entered: 03/12/2014)
03/12/2014	183	ORDER OF DISBURSEMENT of Funds. The Clerk is DIRECTED to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$38,256.18. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 3/11/2014. (Attachments: # 1 Statement of Fees and Expenses)(adg) (Entered: 03/12/2014)

Exhibit 1

03/24/2014	184	NOTICE Of Filing Joint Filing of the Supplemental Report of the Independent Reviewer by The United States of America (Attachments: # 1 Supplement Attachment A - Supplemental Report of Independent Reviewer, # 2 Supplement Attachment 1, # 3 Supplement Attachment 2, # 4 Supplement Attachment 3)(Houston, Katherine) (Entered: 03/24/2014)
04/04/2014	185	ORDER OF DISBURSEMENT of Funds. ORDER OF DISBURSEMENT of Funds. The Clerk is DIRECTED to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$8,145.90. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 4/4/2014. (Attachments: # 1 Statement of Fees and Expenses)(adg) (Entered: 04/07/2014)
04/09/2014		Funds Deposited per Order: \$ 8,145.90, receipt number 100064016 (adg) (Entered: 04/09/2014)
04/23/2014	186	NOTICE Of Filing Joint Filing of Budget of Independent Reviewer by The United States of America (Houston, Katherine) (Entered: 04/23/2014)
05/09/2014	187	ORDER OF DISBURSEMENT of Funds. The Clerk is DIRECTED to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$10,249.32. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 5/9/2014. (Attachments: # 1 Statement of Fees and Expenses)(adg) (Entered: 05/12/2014)
05/19/2014		Funds Deposited per Order: \$ 10,249.32, receipt number 100064982 (adg) (Entered: 05/20/2014)
06/10/2014	188	ORDER OF DISBURSEMENT of Funds. The Clerk is DIRECTED to make an interim payment to the Independent Reviewer, Elizabeth Jones, Fieldstone Partnership, Inc., 1155 N. La Cienega Blvd. No. 1204, West Hollywood, CA 90069 in the amount of \$19,090.21. This payment shall be made from the monies deposited by the State of Georgia into the Registry of the Court pursuant to Section VI(I)(2) of the court's October 29, 2010 order Doc. No. 115 . Signed by Judge Charles A. Pannell, Jr on 6/10/2014. (Attachments: # 1 Statement of Fees and Expenses)(adg) (Entered: 06/11/2014)
06/16/2014		Funds Deposited per Order: \$19,090.21, receipt number GAN100065658. (bdb) (Entered: 06/17/2014)

PACER Service Center			
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PACER Login:	dh0088	Client Code:	doj
Description:	Docket Report	Search Criteria:	1:10-cv-00249-CAP
Billable Pages:	20	Cost:	2.00

Exhibit 1

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	CIVIL ACTION NO.
)	1:10-CV-249-CAP
THE STATE OF GEORGIA, et al.,)	
)	
Defendants.)	
)	

**JOINT MOTION TO ENTER THE PARTIES'
SETTLEMENT AGREEMENT**

Plaintiff United States and Defendants State of Georgia, et al., having entered into a Settlement Agreement, jointly move this Court to enter the Proposed Order Entering the Parties' Settlement Agreement pursuant to Federal Rule of Civil Procedure 41(a)(2). The Settlement Agreement is attached as Exhibit A.

The Parties respectfully request that the Court conditionally dismiss the above-titled action pursuant to Federal Rule of Civil Procedure 41(a)(2) and retain jurisdiction to enforce the Settlement Agreement. See Am. Disability Ass'n v. Chmielarz, 289 F.3d 1315, 1320 (11th Cir. 2002) ("[I]f the district court either incorporates the terms of a settlement into its final order

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

UNITED STATES OF AMERICA,)
Plaintiff,) CIVIL ACTION NO.:
vs.) 1:10-CV-0249-CAP
THE STATE OF GEORGIA et al.,)
Defendants.)
_____)

***AMICI CURIAE'S COMMENTS ON THE PARTIES' PROPOSED
MODIFICATIONS TO THE SETTLEMENT AGREEMENT***

The *amici curiae* thank the Court for the opportunity to comment on the proposed modifications to the Settlement Agreement [Dkt. 112, pp. 10-50] in the above-captioned case.

The Settlement Agreement obliges Georgia to greatly increase its community-based services for serving people with mental illness and people with developmental disabilities. As the Court knows, through their counsel *amici* participated significantly in the parties' negotiations before the Court entered the Agreement. *Amici* and their counsel regularly met with the parties to share insights borne of decades of experience working with and advocating on behalf of people with

obligations, and requiring the State to implement her recommendations; and

- meeting regularly (at least quarterly) with *amici* to discuss settlement implementation work.

The amici also urge the Court to convene regular (at least annual) status conferences so that the parties and Ms. Jones can report on implementation progress.

ACT Services

The parties acknowledge that some of the Assertive Community Treatment teams required by the Agreement “struggled … with delivering this vital, intensive, and integrated service.” Joint Status Report at 3 [Dkt. 145]. The failures over the past year of many of the State’s ACT teams has meant that persons with serious and persistent mental illness who were supposed to receive ACT services to support them in living safely and independently in their own homes either did not get these services or received ineffective services.

ACT is “a way of delivering comprehensive and effective services” to individuals with mental illness or co-occurring disabilities “with the most challenging and persistent problems.”² ACT services, which are provided by a transdisciplinary

² U.S. Dep’t of Health & Human Servs., Substance Abuse and Mental Health Servs. Admin., Assertive Community Treatment (ACT) Evidence-Based Practices (EBP) Kit (Oct. 2008), at <http://store.samhsa.gov/product/Assertive-Community-Treatment-ACT-Evidence-Based-Practices-EBP-KIT/SMA08-4345>.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

THE UNITED STATES OF)
AMERICA,)
)
Plaintiff;)
)
vs.) CASE NO. 1:10-CV-249 CAP
)
THE STATE OF GEORGIA,)
et al.,)
)
Defendant.)

MOTION HEARING

August 28, 2012

BEFORE THE HON. CHARLES A. PANNELL, JR.

APPEARANCES:

ON BEHALF OF PLAINTIFF: Mr. Robert Koch
Ms. Katherine Houston
Mr. Jonathan Smith

ON BEHALF OF DEFENDANT: Mr. Mark Howard Cohen
Mr. Josh Belinfante

ON BEHALF OF AMICI: Mr. Joshua H. Norris

Reported by:
Martha J. Frutchey
U.S. District Reporter
Room 2314, U.S. Courthouse
75 Spring Street, SW.
Atlanta, Georgia 30303-3369
(404) 215-1573

1 because I think he's going to have meetings with the
2 stakeholders who are interested in this agreement throughout his
3 term. I should also point out that with him when he came into
4 office, he appointed as a deputy commissioner Judy Fitzgerald.
5 Now, who is Judy Fitzgerald? Judy Fitzgerald was a member of
6 advocacy community. She was the executive director of the
7 National Mental Health Association of Georgia. She was the
8 assistant director of the Carter Center Mental Health program at
9 one time. So that's a pretty good indication of where this
10 leadership is going to be coming from with respect to inviting
11 participatory comments with respect to the stakeholders.

12 So we would ask that he have that opportunity to prove
13 that to both the *amici* and to the Court without being ordered to
14 do so on a particular basis.

15 Finally, with respect to the request that we have
16 regular status conferences with this Court. Again, when the
17 parties agreed on the settlement agreement, we put in a
18 procedure if there were any allegations of non compliance with
19 respect to the United States. And the procedure we put in place
20 was let's try to work this out before we come to the Court. So
21 there is a procedure whereby if the Justice Department alleges
22 non compliance, they give us notice. We have an opportunity to
23 cure, if you will, to present corrective action plans and try to
24 work out an acceptable solution without coming to this Court.
25 If we are unable to, we may have to come to this Court. We have

1 not even come close to that as of yet. We have not even come to
2 any allegation of non compliance that the United States has
3 served on us just as yet.

4 So rather than have conferences with this Court when we
5 don't need to involve this Court, we would suggest to you that
6 let the parties continue to try to work out these differences
7 themselves. I have no problem personally in meeting with the
8 amici myself, but I'll you, they don't need to meet with me.
9 I'm a lawyer. They need to have access to the professionals at
10 the Department, and they are going to have that. The last thing
11 we need to do, frankly, is have a bunch of lawyers in a room
12 together talking about mental health and developmental
13 disability. What we need to do is to have the people that know
14 the area and know what they are doing, let them have access to
15 those people, and they will.

16 So rather than having to come to this Court to have a
17 bunch of lawyers talking about the legalities of whether the
18 agreement looks like it is being complied with, looks like it is
19 not being complied with, we have got procedures in place to deal
20 with that, and we would ask Your Honor to allow the parties to
21 continue what they have done in the last couple of years of this
22 agreement, I think rather successfully, and not involve the
23 Court, unless we need the Court's assistance to resolve the
24 disputed issue. And I would say from the amici standpoint, if
25 they feel there is something in the future that rises to the

1 level where they are unable to talk to the parties in this case
2 about it to their satisfaction, they always have the right to
3 file something with this Court to ask for a hearing if it's
4 needed. It is not right now, so I would ask this Court not to
5 set that up on a definitive schedule.

6 THE COURT: Let me see. I have a note somewhere about
7 this interim report. Tell me more. I'm doing this interim
8 report?

9 MR. COHEN: I think what you are talking about, Your
10 Honor, is the proposed modification with respect to the quality
11 management plan. We are supposed to, by July 1st, which is
12 past, and I think Ms. Jones would say we have done this, need to
13 have an updated quality management plan, and there is a
14 provisional quality management system report that would be due
15 October 1st under this proposed modification. The reason the
16 parties agreed to this was the reports that are rated by Ms.
17 Jones, if you will, for compliance, are to come out every six
18 months, but because we are delaying the effectiveness of the
19 quality management system, we agreed to do an interim report
20 October 1st that is not subject to review by Ms. Jones, because
21 it's coming out in a time that she's actually not going to be
22 doing reviews, but it's a public report that people can see as
23 to how the quality management system has progressed.

24 So basically it's an extra report, if you will, that the
25 parties have agreed to, given they are putting off the formal

1 convene an annual status conference. Well, I'll be honest with
2 you. I have been involved in a lot of government, and just to
3 have meetings for meetings' sake isn't my bag. If there is a
4 reason to have a status conference, we'll have one, but just to
5 say we are going to have an annual status conference, I'm not
6 sure that is necessary.

7 MR. NORRIS: Your Honor, I believe that if the status
8 conference was timed with the release of Ms. Jones' annual
9 report.

10 THE COURT: Well, now, if she puts out an annual report
11 that indicates there is real problems, then there may be the
12 necessity of a status conference.

13 MR. NORRIS: Okay.

14 THE COURT: I'm not counting out a status conference,
15 but just to say we are going to have annual status conferences,
16 everybody bring lunch and we'll have a picnic on the grounds, I
17 have other things on my calendar.

18 MR. NORRIS: Absolutely, Your Honor, and I'm not
19 interested in wasting anybody's time. I just think that there
20 is an opportunity then at those kinds of moments to discuss any
21 significant issues that need to be addressed.

22 THE COURT: On page 5 of your brief you oppose the
23 delay, institute of QMS from January 1st, State wants until July
24 1st. Well, both of those dates have come and gone. I can't
25 require them to put it in by January 1st, 2012, because that's

1 MR. KOCH: Yes, Your Honor. Your Honor, I just wanted
2 to add, you know that the Justice Department has not hesitated
3 to hold the State's feet to the fire in this case previously.
4 If these modifications don't work, if the State doesn't comply
5 with the settlement agreement, if people are not kept safe and
6 served appropriately, then we will hold the State accountable.
7 Thank you.

8 THE COURT: All right. Thank you. Anybody else while
9 the record is open? All right. I will send you an Order.
10 Thank you very much.

11

12 C E R T I F I C A T E

13 I, Martha J. Frutchey, do hereby certify that I am a U.S.
14 District Court Reporter for the Northern District of Georgia,
15 Atlanta Division; that I reported the foregoing and the same is
16 a true and accurate transcription of my shorthand notes as
17 taken aforesaid.

18

19

20

21 _____
22 Martha J. Frutchey
23

24

25

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

UNITED STATES,
Plaintiff,
v.
STATE OF GEORGIA,
Defendant.

CIVIL ACTION
NO. 1:10-CV-249-CAP

O R D E R

For good cause shown, and in consideration of the status conference at which the Parties proposed modifications to the Settlement Agreement [Docket Nos. 112 & 115], the court hereby MODIFIES the Settlement Agreement as follows:

Section III.B.2.a.i(A):

ACT is a service that delivers comprehensive, individualized, and flexible treatment, support, and rehabilitation to individuals where they live and work. ACT is provided through a multidisciplinary team that shall include a psychiatrist, nurse, professional counselor, case worker, substance abuse specialist, vocational rehabilitation specialist, and peer specialist. Services are highly individualized and customized, and address the constantly changing needs of the individual over time. Among the services that ACT teams provide are: case management, initial and ongoing assessments, psychiatric services, assistance with employment and housing, family support and education, substance

abuse services, crisis services, and other services and supports critical to an individual's ability to live successfully in the community. The ACT team also will have a team leader who supervises team members, organizes team functions, and provides direct clinical services to ACT consumers.

Section III.B.2.a.i(G):

All ACT teams will operate with fidelity to the Dartmouth Assertive Community Treatment model. In order to provide the State with the flexibility to correct any perceived deficiencies in the ACT teams required to be created under this Agreement, the Independent Reviewer shall examine and review the performance of the ACT teams by July 1, 2012, but shall not make a determination of whether they operate with fidelity to the Dartmouth model until July 1, 2013. In addition, the State shall conduct a root cause analysis and develop a corrective action plan by September 1, 2012, regarding any perceived deficiencies in the ACT teams; the corrective action plan shall include timelines and provide for quarterly reporting on corrective actions until July 1, 2013.

Section IV:

A. By July 1, 2012, the State shall institute a quality management system regarding community services for the target populations specified in this Agreement. The quality management system shall perform annual quality service reviews of samples of

community providers, including face-to-face meetings with individuals, residents, and staff and reviews of treatment records, incident/injury data, and key-indicator performance data. The system's review shall include:

1. The implementation of the plan regarding cessation of admissions for persons with developmental disabilities to the State Hospitals.
2. The service requirements of this Agreement.
3. The contractual compliance of community service boards and/or community providers.
4. The network analysis.

B. The State's quality management system regarding community services shall analyze key indicator data relevant to the target population and services specified in this Agreement to measure compliance with the State's policies and procedures.

C. Beginning on February 1, 2013 and ending on February 1, 2015, the State's quality management system shall create a report at least once every six months summarizing quality assurance activities, findings, and recommendations. The State shall also provide an updated quality management plan by July 1, 2012, and a provisional quality management system report by October 1, 2012. The provisional quality management system report shall not be subject to review by the Independent Reviewer under Section VI.B of

this Settlement Agreement. The State shall make all quality management reports publicly available on the DBHDD website.

In addition, the court has considered the Amici Curiae's comments. Ms. Jones, the independent reviewer, needs no further authorization by the court to make recommendations regarding implementation of ACT and QMS to the State of Georgia officials. The court will not "require" the State of Georgia to implement her recommendations without further order. Nor will the court require Ms. Jones to oversee and coordinate training and technical assistance. Her role shall remain independent reviewer. All parties are encouraged to meet with the Amici for their recommendations. Since all parties believe Commissioner Berry will do so, no further order is needed. The court declines at this time to schedule annual status conferences with the parties, unless requested by the parties or the independent reviewer.

SO ORDERED, this 29th day of August, 2012.

/s/ Charles A. Pannell, Jr.
CHARLES A. PANNELL, JR.
United States District Judge

CLOSED

U.S. District Court
United States District Court for the Western District of Washington (Seattle)
CIVIL DOCKET FOR CASE #: 2:09-cv-00059-RAJ

United States of America v. King County Washington et al
Assigned to: Judge Richard A Jones
Cause: 28:1331 Fed. Question

Date Filed: 01/15/2009
Date Terminated: 02/26/2009
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Plaintiff

Plaintiff

United States of America

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Exhibit 6

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V.

Defendant**King County Washington**

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ATTORNEY TO BE NOTICED

Defendant**Ron Sims***King County Executive, in his official
 capacity only*

represented by **John M Gerberding**
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/15/2009	1	COMPLAINT against defendants (NO Summons(es) issued)(Receipt # Fee Waived (USA)), filed by United States of America. (Attachments: # 1 Civil Cover Sheet)(PM) (Entered: 01/16/2009)
01/15/2009	2	Letter (CERTIFICATE OF THE ATTORNEY GENERAL) from Attorney General Michael B. Mukasey re 1 Complaint. (PM) (Entered: 01/16/2009)
01/15/2009	3	NOTICE of Appearance by attorney Joshua C Delaney, Marina Mazor, Amie S. Murphy (not conditionally admitted). on behalf of Plaintiff United States of America. (PM) Modified on 2/17/2009 (CL). (Entered: 01/16/2009)
01/15/2009	4	JOINT MOTION FOR CONDITIONAL DISMISSAL by Plaintiff United States of America, Defendants King County Washington, Ron Sims. (PM) (Additional attachment(s) added on 1/16/2009: # 1 Proposed Order) (PM). (Entered: 01/16/2009)

Exhibit 6

01/16/2009		NOTICE of Docket Text Modification re 4 MOTION to Dismiss : Attached Proposed Order (PM) (Entered: 01/16/2009)
01/23/2009	5	NOTICE of Appearance by attorney John M Gerberding on behalf of Defendants King County Washington, Ron Sims. (Gerberding, John) (Entered: 01/23/2009)
02/13/2009		Set Hearing: TELEPHONE CONFERENCE set for 2/19/2009 at 11:00 AM before Judge Richard A. Jones. (VE) (Entered: 02/13/2009)
02/19/2009	6	MINUTE ENTRY for proceedings held before Judge Richard A. Jones - Dep Clerk: <i>Victoria Ericksen</i> ; Pla Counsel: <i>Joshua Delaney, Kelly Harris, Daniel Weiss, Amie Murphy, Marina Mazor</i> ; Def Counsel: <i>John Gerberding</i> ; CR: <i>Barry Fanning</i> ; TELEPHONE CONFERENCE regarding the parties' Joint Motion for Conditional Dismissal held on 2/19/2009. The Court reserves ruling pending further input from the parties. (VE) (Entered: 02/19/2009)
02/23/2009		Noting Date Set/Reset re 4 MOTION to Dismiss : Noting Date 3/9/2009. The parties shall submit further input on their joint motion to dismiss no later than March 9, 2009. (JJ) (Entered: 02/23/2009)
02/26/2009	7	ORDER by Judge Richard A Jones. The Court GRANTS 4 Joint Motion for Conditional Dismissal. This case is dismissed without prejudice.(CL) (Entered: 02/26/2009)
08/13/2009	8	NOTICE OF WITHDRAWAL OF COUNSEL: Attorney Amie S. Murphy for Plaintiff United States of America. (Murphy, Amie) (Entered: 08/13/2009)

PACER Service Center			
Transaction Receipt			
07/02/2014 16:30:49			
PACER Login:	dh0088	Client Code:	doj
Description:	Docket Report	Search Criteria:	2:09-cv-00059-RAJ
Billable Pages:	2	Cost:	0.20

JAN 15 2009

DJ

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTONAT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
DEPUTY

UNITED STATES OF AMERICA,) Civil Action No.

Plaintiff,)

vs.)

KING COUNTY, et al.,)

Defendants.)

CV9 0059 RAB

JOINT MOTION FOR
CONDITIONAL
DISMISSAL

The United States, Plaintiff, and King County, et al., Defendants, have determined that the interests of all concerned parties can best be served by entering into the Memorandum of Agreement attached as Exhibit A to this Motion, concerning the implementation of needed improvements in the operation of the King County Correctional Facility. In recognition of these interests and to avoid adversarial litigation, the parties jointly move this Court for entry of an Order conditionally dismissing this action, pursuant to Fed. R. Civ. P. 41(a)(2), conditional upon Defendants achieving substantial compliance with the terms of the Memorandum of Agreement within three years.

The parties respectfully request that the Court place this case on its inactive docket for a period of three years while retaining jurisdiction over the case until a final dismissal with prejudice is entered.



09-CV-00059-M

Exhibit 7

DATED this ____ day of January, 2008.

JEFFREY C. SULLIVAN
United States Attorney

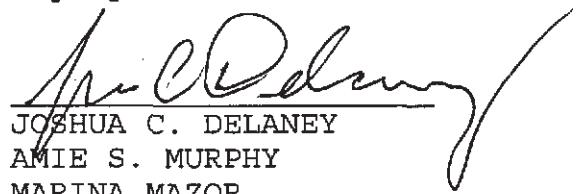
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Respectfully submitted,

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Civil Rights Division

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1 HONORABLE RICHARD A. JONES
2
3
4
5
6

7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12 v.
13 KING COUNTY, et al.,
14 Defendants.

15 CASE NO. C09-0059RAJ
16 ORDER

17 The court has reviewed the parties' joint motion for conditional dismissal (Dkt.
18 # 4). The parties invoke Fed. R. Civ. P. 41(a)(2) and request that the court dismiss this
19 action with two conditions. First, King County must comply with the terms of a
20 Memorandum of Agreement that the parties have already entered. Second, the United
21 States must be permitted, for three years from the date of this order, to seek relief in this
22 court if King County does not comply with the Memorandum of Agreement.

23 Having reviewed the complaint in this matter and the Memorandum of Agreement,
24 the court finds that the conditions the parties request are appropriate, and GRANTS the
25 motion. This matter is therefore dismissed without prejudice, subject to the conditions
26 stated above.

27 DATED this 26th day of February, 2009.

28 
The Honorable Richard A. Jones
United States District Judge

ORDER – 1

CASECLOSED

**United States District Court
District of Puerto Rico (San Juan)
CIVIL DOCKET FOR CASE #: 3:12-cv-02039-GAG**

USA v. Commonwealth of Puerto Rico et al
Assigned to: Judge Gustavo A. Gelpi
Case in other court: 13-02079
13-02306
Cause: 28:1345 USA Plaintiff

Date Filed: 12/21/2012
Date Terminated: 07/18/2013
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Plaintiff

Plaintiff

USA

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Sergio Perez
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Carlos Del-Valle-Cruz
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Exhibit 9

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Exhibit 9

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TERMINATED: 11/05/2013
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TERMINATED: 04/04/2013

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TERMINATED: 11/05/2013
ATTORNEY TO BE NOTICED**Amicus****W. Santos**

TERMINATED: 04/04/2013

represented by **Frank D. Inserni-Milam**
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ATTORNEY TO BE NOTICED**Amicus****G. Rodriguez**

TERMINATED: 04/04/2013

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TERMINATED: 11/05/2013
ATTORNEY TO BE NOTICED

V.

Interested Party**Community Interaction Council-Caguas
Region****Interested Party****Arnaldo Claudio***Technical Compliance Advisor*

Date Filed	#	Docket Text

12/21/2012	1	COMPLAINT against All Defendants, filed by USA. Service due by 4/25/2013, (Attachments: # 1 Civil Cover Sheet, # 2 Category Sheet, # 3 Summons, # 4 Exhibit A-1: PRPD Findings Report_P.1, # 5 Exhibit A-2: PRPD Findings Report_P.2, # 6 Exhibit A-3: PRPD Findings Report_P.3)(Saucedo, Luis) (Entered: 12/21/2012)
12/21/2012	2	Joint MOTION Submitting Agreement for the Sustainable Reform of PRPD, Joint MOTION to Stay <i>Proceedings Until April 15, 2013</i> filed by Luis E. Saucedo on behalf of All Parties Suggestions in opposition/response due by 1/8/2013 (Attachments: # 1 Exhibit A-1: Agreement for the Sustainable Reform of PRPD_P.1, # 2 Exhibit A-2: Agreement for the Sustainable Reform of PRPD_P.2, # 3 Exhibit A-3: Agreement for the Sustainable Reform of PRPD_P.3)(Saucedo, Luis) (Entered: 12/21/2012)
12/26/2012	3	NOTICE OF JUDGE ASSIGNMENT Case has been assigned to Judge Gustavo A. Gelpi (ga) (Entered: 12/26/2012)
12/26/2012	4	Summons Issued as to Commonwealth of Puerto Rico (jla) (Entered: 12/26/2012)
12/27/2012	5	ORDER: Noted 2 Motion submitting; Granting 2 Motion to Stay. In deference to the recently elected and incoming Commonwealth government administration and its officials, the court will stay these proceedings until at least 4/15/13. Should the parties require additional time, they shall so request in a timely manner. Likewise, should the parties prior to April 15, 2013 require to meet with the undersigned, they shall so request. Signed by Judge Gustavo A. Gelpi on 12/27/2012. (TC) (Entered: 12/27/2012)
12/28/2012	6	ORDER: Requesting information from USA regarding past previous actions. Signed by Judge Gustavo A. Gelpi on 12/28/2012.(TC) (Entered: 12/28/2012)
12/30/2012	7	ORDER: Setting deadline for Amicus briefs. Signed by Judge Gustavo A. Gelpi on 12/30/2012.(TC) (Entered: 12/30/2012)
01/03/2013	8	NOTICE of Compliance with Court's December 30, 2012, Order by USA re 7 Order (Saucedo, Luis) (Entered: 01/03/2013)
01/03/2013	9	ORDER: The United States shall file statement on or before January 18, 2013 .Signed by Judge Gustavo A. Gelpi on 1/3/2013.(MTG) (Entered: 01/03/2013)
01/18/2013	10	AMENDED COMPLAINT against All Defendants, filed by USA.(Saucedo, Luis) (Entered: 01/18/2013)
01/18/2013	11	NOTICE of Compliance with Court's January 3, 2013 Order by USA re 9 Order (Saucedo, Luis) (Entered: 01/18/2013)
01/22/2013	12	NOTICE of Appearance for Defendants by Carlos Del-Valle-Cruz on behalf of All Defendants (Del-Valle-Cruz, Carlos) (Entered: 01/22/2013)
01/30/2013	13	MOTION Submitting Information on Civil Actions Alleging a Pattern or Practice of Police Misconduct re: 6 Order filed by Luis E. Saucedo on behalf of All Plaintiffs Suggestions in opposition/response due by 2/15/2013 (Attachments: # 1 Attachment: Civil Actions Filed by DOJ under Section 14141)(Related document(s) 6) (Saucedo, Luis) (Entered: 01/30/2013)
01/31/2013	14	ORDER: Noted 13 Motion submitting information. Signed by Judge Gustavo A. Gelpi on 1/31/13. (CL) (Entered: 01/31/2013)
02/06/2013	15	ORDER: Requiring parties to submit joint proposed budget for implementation of the proposed agreement on or before 3/15/13 . Signed by Judge Gustavo A. Gelpi on

		2/6/2013.(TC) Modified on 2/7/2013 as requested by Chambers to replace pdf due to added footnote (er). (Entered: 02/06/2013)
02/07/2013	16	NOTICE of Appearance by Sergio Perez on behalf of USA (Perez, Sergio) (Entered: 02/07/2013)
02/11/2013	17	ORDER: The court would like to hold a preliminary informal status/settlement conference with counsel for the parties during the month of March; specifically, any week except that of March 11th. This conference will be held in camera and is intended for the court to familiarize itself early on with any issues over which the parties may be in disagreement, or would like to address with the court. The court would also like to discuss with the parties the budget issue (See Docket No. 15). The court is extremely interested in helping the parties resolve any matters so that they subsequently can implement the agreement without court intervention, to the extent possible. The court would also like to set a proposed agenda so that this case may be resolved as soon as possible. The parties shall advise the court on or before 2/15/13 of two or more available dates. The court prefers to hold the conference in the mid-afternoon, but will be amenable to any other joint requests. It is strongly suggested that the Attorney General of Puerto Rico himself, as well as any other designees of the Governor, attend to make this a productive preliminary step. The parties, prior to this conference, shall meet in person to discuss and resolve as many matters as possible. Signed by Judge Gustavo A. Gelpi on 2/11/13. (CL) (Entered: 02/11/2013)
02/12/2013	18	NOTICE of Appearance by Gerardo A. De-Jesus-Annoni on behalf of All Defendants (De-Jesus-Annoni, Gerardo) (Entered: 02/12/2013)
02/15/2013	19	Joint Motion In Compliance with <i>Court's 2/11/13 Order</i> filed by Sergio Perez on behalf of All Parties Suggestions in opposition/response due by 3/4/2013 (Perez, Sergio) (Entered: 02/15/2013)
02/19/2013	20	NOTICE in Compliance with Court ORder regarding hold a preliminary informal status-settlement conference during the month of March. by All Defendants (De-Jesus-Annoni, Gerardo) Modified on 2/20/2013 to add text and as to capital letters (er). (Entered: 02/19/2013)
02/20/2013	21	ORDER noted 19 Motion In Compliance. Status Conference set for 3/20/2013 02:30 PM in Old San Juan Courtroom before Judge Gustavo A. Gelpi. Parties shall be present at Courtroom # 6, First Floor, Old San Juan Federal Courthouse. Once ready, the Court will meet with parties in conference room. Signed by Judge Gustavo A. Gelpi on 2/20/13. (cr) (Entered: 02/20/2013)
03/11/2013	22	NOTICE of Appearance by Samantha K. Trepel on behalf of USA (Trepel, Samantha) (Entered: 03/11/2013)
03/15/2013	23	Joint MOTION for extension of time until April 30, 2103 to Prepare Compliance Budget filed by Carlos Del-Valle-Cruz on behalf of All Parties Suggestions in opposition/response due by 4/1/2013 (Del-Valle-Cruz, Carlos) (Entered: 03/15/2013)
03/18/2013	24	ORDER: Granting 23 Motion for extension of time. Memorandum due by 4/30/2013. Conference set for 3/20/13 remains in effect. Signed by Judge Gustavo A. Gelpi on 3/18/2013. (TC) (Entered: 03/18/2013)
03/20/2013	25	Minute Entry for proceedings held before Judge Gustavo A. Gelpi: Status Conference held on 3/20/2013 in chambers. The Court discussed the preliminary settlement

		agreement with the parties. Further Status Conference set for 4/11/2013 02:00 PM in Old San Juan Courtroom before Judge Gustavo A. Gelpi. Present: See Attendance sheet. (cr) (Entered: 03/21/2013)
03/26/2013	<u>26</u>	First MOTION for Leave to File Document and to Appear as Amicus Curiae filed by Gregorio Igartua-De-La-Rosa on behalf of Gregorio Igartua-De La Rosa Suggestions in opposition/response due by 4/11/2013 (Attachments: # <u>1</u> Appendix I. Professional Credentials Supporting Appearance for Attorney Gregorio Igartua as Amicus Curiae, # <u>2</u> Appendix II. Brief of Amicus Curiae in Support of Puerto Rico as an Incorporated Territory of the United States)(Igartua-De-La-Rosa, Gregorio) Modified on 3/26/2013 as to capital letters (er). (Entered: 03/26/2013)
04/01/2013	<u>27</u>	Amicus Curiae Brief by Josue Gonzalez-Ortiz on behalf of American Civil Liberties Union. (Attachments: # <u>1</u> Exhibit Exhibits A and B, # <u>2</u> Affidavit Declaration of Josue Gonzalez-Ortiz) (Gonzalez-Ortiz, Josue) Modified on 4/2/2013 as to title (er). (Entered: 04/01/2013)
04/01/2013	<u>28</u>	Amicus Curiae Brief by Josue Gonzalez-Ortiz on behalf of American Civil Liberties Union. (Gonzalez-Ortiz, Josue) Modified on 4/2/2013 as to title (er). (Entered: 04/01/2013)
04/01/2013	<u>29</u>	MOTION for Leave to File and to Appear as Amicus Curiae filed by Jorge Diaz-Castro, Pro-se. Suggestions in opposition/response due by 4/18/2013 (Attachments: # <u>1</u> Appendix, # <u>2</u> Appendix)(er) (Entered: 04/02/2013)
04/01/2013	<u>30</u>	MOTION for Extension of Time to file Amicus Curiae Brief filed by Jorge Diaz-Castro, Pro se. Suggestions in opposition/response due by 4/18/2013 (er) (Entered: 04/02/2013)
04/02/2013	31	ORDER: Denying <u>29</u> Motion for Leave to File. Signed by Judge Gustavo A. Gelpi on 4/2/2013. (TC) (Entered: 04/02/2013)
04/02/2013	32	ORDER: Denying <u>30</u> Motion for Extension of Time to File. Signed by Judge Gustavo A. Gelpi on 4/2/2013. (TC) (Entered: 04/02/2013)
04/03/2013	33	ORDER: Noted <u>26</u> Motion for Leave to File. Signed by Judge Gustavo A. Gelpi on 4/2/2013. (TC) (Entered: 04/03/2013)
04/03/2013	34	***VACATED PER ORDER DKT 35 ***ORDER: Amici ACLU (Docket No. 28) and Gregorio Igartua (Docket No. 26) are granted 20 and 10 minutes, respectively, to argue their positions on Wednesday, April 11, 2013 at 2:00 pm. This will occur immediately prior to the in camera status conference where only counsel for the United States and Commonwealth, along with their clients' representatives, will be present. The purpose of allowing these amici to argue prior to the conference is to give the parties the best perspective possible of the concerns and arguments raised in their briefs. The amici will be asked questions by the court, and the court will also allow counsel for the parties leeway to ask any questions. The date and time for amicus argument will not be continued. Any amici unable to attend will have its position considered based on the memoranda submitted. Signed by Judge Gustavo A. Gelpi on 4/3/2013.(TC) Modified on 4/3/2013 (er). (Entered: 04/03/2013)
04/03/2013	35	ORDER: Vacating Order at Docket No. 34. Signed by Judge Gustavo A. Gelpi on 4/3/2013.(TC) (Entered: 04/03/2013)

04/03/2013	36	ORDER: Setting date and time for hearing for amici. Signed by Judge Gustavo A. Gelpi on 4/3/2013.(TC) (Entered: 04/03/2013)
04/03/2013	37	MOTION Submitting Amicus Brief filed by Frank D. Inserni-Milam on behalf of S. Figueroa, R. Laviena, U. Mercado, W. Santos, P. Marrero, L. Matos, G. Rodriguez. Suggestions in opposition/response due by 4/19/2013 (Inserni-Milam, Frank) Modified on 7/2/2014 to correct typos (ov). (Entered: 04/03/2013)
04/04/2013	38	ORDER: Denying 37 Motion submitting amicus brief. (TC) (Entered: 04/04/2013)
04/11/2013	39	ORDER: Setting deadline for final proposed consent decree and budget proposal. Signed by Judge Gustavo A. Gelpi on 4/11/2013.(TC) (Entered: 04/11/2013)
04/11/2013	43	Minute Entry for proceedings held before Judge Gustavo A. Gelpi on 4/11/13. Present in Court were: AUSA Luis E. Saucedo. Atty Carlos del Valle on behalf of the defendants (PR)and Amicus Curiae Gregorio Igartua, prose and Atty Josue Gonzalez on behalf of ACLU. Arguments heard. Matter stand submitted. (Court Reporter Evilys Brathwaite.) (su) (Entered: 04/25/2013)
04/12/2013	40	ORDER - The court hereby orders that the transcript of oral arguments held on 4/11/13 of amicci ACLU and Gregorio Igartua be made of the record in this case. Signed by Judge Gustavo A. Gelpi on 4/12/13. (su)(E-Mail sent to Court Reporter Evilys Brathwaite) (Entered: 04/12/2013)
04/19/2013	41	MOTION for Reconsideration, re 32 Order on Motion for Extension of Time to File, 31 Order on Motion for Leave to File filed by Jorge Diaz-Castro, Pro se as Amicus Curiae. Suggestions in opposition/response due by 5/6/2013 (Attachments: # 1 Exhibit (Related document(s) 32 , 31) (er) (Additional attachment(s) added on 7/29/2013: # 2 Appendix) (er). (Entered: 04/19/2013)
04/19/2013	42	ORDER: Denying 41 Motion for Reconsideration. Signed by Judge Gustavo A. Gelpi on 4/19/13. (CL) (Entered: 04/19/2013)
04/29/2013	44	ORDER. Telephone Conference set for 4/30/2013 03:30 PM in GAG's Chambers before Judge Gustavo A. Gelpi. Signed by Judge Gustavo A. Gelpi on 4/29/13.(cr) (Entered: 04/29/2013)
04/30/2013	45	Minute Entry for proceedings held before Judge Gustavo A. Gelpi:Telephone Conference held on 4/30/2013. (cr) (Entered: 04/30/2013)
05/20/2013	46	MOTION for Leave to Appeal in Forma Pauperis filed by Jorge Diaz-Castro, Pro se (Amicus Curiae) Suggestions in opposition/response due by 6/6/2013 (Attachments: ***SELECTED PARTIES # 1 Affidavit, # 2 Exhibit)(er) (Entered: 05/21/2013)
05/21/2013	47	ORDER: Denying 46 Motion for Leave to Appeal. An amicus has no right to appeal. More so, purported amicus here did not comply with court's directives so as to appear as such. Signed by Judge Gustavo A. Gelpi on 5/21/2013. (MTG) (Entered: 05/21/2013)
05/28/2013	48	Joint MOTION for Extension of Time until July 1, 2013 to file Proposed Budget and Agreement filed by Luis E. Saucedo on behalf of Commonwealth of Puerto Rico, Puerto Rico Police Department, USA Suggestions in opposition/response due by 6/13/2013 (Saucedo, Luis) (Entered: 05/28/2013)

05/28/2013	49	ORDER granting as requested until July 1st, 2103 48 Motion for Extension of Time to File Proposed Budget and Settlement Agreements Signed by Judge Gustavo A. Gelpi on 5/28/13. (Gelpi, Gustavo) (Entered: 05/28/2013)
06/26/2013	50	ORDER. Telephone Conference set for 6/27/2013 02:30 PM in GAG's Chambers before Judge Gustavo A. Gelpi. Signed by Judge Gustavo A. Gelpi on 6/26/13.(cr) (Entered: 06/26/2013)
06/27/2013	51	Minute Entry for proceedings held before Judge Gustavo A. Gelpi: Telephone Conference held on 6/27/2013. (cr) (Entered: 06/27/2013)
06/28/2013	52	***VACATED PER ORDER DKT 53 ***Minute Entry for proceedings held before Judge Gustavo A. Gelpi: Telephone Conference held on 6/28/2013. Signed by Judge Gustavo A. Gelpi on 6/28/2013.(TC) Modified on 7/4/2013 (er). (Entered: 06/28/2013)
07/03/2013	53	ORDER: Vacating minutes entry for proceedings at Docket No. 52 . Amended minute entry attached herein. Signed by Judge Gustavo A. Gelpi on 6/28/13 .(TC) Modified on 7/8/2013 as to date signed (er). (Entered: 07/03/2013)
07/08/2013	54	AMENDED ORDER: Vacating minutes entry for proceedings at Docket No. 52 . Amended minute entry attached herein. Signed by Judge Gustavo A. Gelpi on 6/28/2013.(er) (Entered: 07/08/2013)
07/12/2013	55	Minute Entry for proceedings held before Judge Gustavo A. Gelpi: Telephone Conference held on 7/12/2013. Signed by Judge Gustavo A. Gelpi on 7/12/2013.(TC) (Entered: 07/12/2013)
07/15/2013	56	ORDER. Settlement Conference reset for 7/17/2013 05:00 PM in Old San Juan Courtroom before Judge Gustavo A. Gelpi. Signed by Judge Gustavo A. Gelpi on 7/15/13.(cr) (Entered: 07/15/2013)
07/17/2013	57	Joint Motion for Conditional Dismissal and Entry of Agreement for the Sustainable Reform of the Puerto Rico Police Department by Commonwealth of Puerto Rico, Puerto Rico Police Department, USA. (Attachments: # 1 Agreement for the Sustainable Reform of the Puerto Rico Police Department) (Saucedo, Luis) Modified on 7/17/2013 as to event and title (er). (Entered: 07/17/2013)
07/17/2013	58	Minute Entry for proceedings held before Judge Gustavo A. Gelpi: Settlement Conference held on 7/17/2013. (Court Reporter Amy Walker.) (cr) (Entered: 07/18/2013)
07/17/2013	59	ORDER granting 57 Motion to Dismiss. See (Dkt.58). Signed by Judge Gustavo A. Gelpi on 7/17/13. (cr) (Entered: 07/18/2013)
07/17/2013	60	SETTLEMENT AGREEMENT FOR THE SUSTAINABLE REFORM OF THE PUERTO RICO POLICE DEPARTMENT filed by all parties. (cr) (Entered: 07/18/2013)
07/17/2013	61	JUDGMENT CONDITIONALLY DISMISSING THE CASE. Signed by Clerk on 7/17/13.(cr) (Entered: 07/18/2013)
08/02/2013	62	MOTION to Strike Spanish documents Re: 41 MOTION for Reconsideration re 32 Order on Motion for Extension of Time to File, 31 Order on Motion for Leave to File, 46 MOTION for Leave to Appeal filed by Jorge Diaz-Castro, 29 MOTION for Leave to File Document filed by Jorge Diaz-Castro, Pro se. Suggestions in

Exhibit 9

		opposition/response due by 8/19/2013 (Related document(s) 41 , 46 , 29) (er) (Entered: 08/05/2013)
08/02/2013	63	MOTION to Stay of Judgment Pending notice of Motion and Motion for Leave to Intervene Including any Appeals, re: 61 Judgment filed by Jorge Diaz-Castro, Pro se Suggestions in opposition/response due by 8/19/2013 (Attachments: # 1 Exhibit Memorandum of Law in Suport)(Related document(s) 61) (er) (Entered: 08/05/2013)
08/05/2013	64	ORDER: Finding as moot 62 Motion to Strike. These documents were not considered by the court in approving the agreement. Signed by Judge Gustavo A. Gelpi on 8/5/13. (CL) (Entered: 08/05/2013)
08/05/2013	65	ORDER: Denying 63 Motion to Stay. Signed by Judge Gustavo A. Gelpi on 8/5/13. (CL) (Entered: 08/05/2013)
08/05/2013	66	MOTION to Intervene under Federal Rule of Civil PRocedure 24 filed by Jorge Diaz-Castro, Pro se. Suggestions in opposition/response due by 8/22/2013 (Attachments: # 1 Memorandum of Law in Support, # 2 Appendix IV)(er) (Entered: 08/07/2013)
08/07/2013	67	ORDER: Denying 66 Motion to Intervene. Signed by Judge Gustavo A. Gelpi on 8/7/2013. (TC) (Entered: 08/07/2013)
08/12/2013	68	MOTION for Leave to Appeal Denial of Motion for Leave to Intervene in Forma Pauperis filed by Jorge Diaz-Castro, Pro-se, re 66 Motion to Intervene. Suggestions in opposition/response due by 8/29/2013 (er) (Entered: 08/13/2013)
08/12/2013		***SEE IMAGE ON DKT. # 68 *** NOTICE OF APPEAL as to 67 Order on Motion to Intervene filed by Jorge Diaz-Castro, pro se. (xi) (Entered: 08/14/2013)
08/13/2013	69	ORDER: Granting 68 Motion for Leave to Appeal in forma pauperis, based on representation made at Docket No. 46-1. Signed by Judge Gustavo A. Gelpi on 8/13/2013. (TC) (Entered: 08/13/2013)
08/16/2013	70	MOTION to Amend Judgment Pending an Appeal, re 66 Motion for Leave to Intervene filed by Jorge Diaz-Castro, Pro se. Suggestions in opposition/response due by 9/3/2013 (Attachments: # 1 Memorandum of Law in Support)(er) (Entered: 08/19/2013)
08/22/2013	71	ORDER: Denying 70 Motion to Alter Judgment. Signed by Judge Gustavo A. Gelpi on 8/22/2013. (TC) (Entered: 08/22/2013)
08/30/2013	72	Certified and Transmitted Record on Appeal to US Court of Appeals re 68 Notice of Appeal [Docket Entries 67, 68, 69 & 71] (xi) (Entered: 08/30/2013)
09/03/2013	73	USCA Case Number 13-2079 for 68 Notice of Appeal filed by Jorge Diaz-Castro. (xi) (Entered: 09/03/2013)
09/03/2013	74	NOTICE of Extended Medical Leave by All Defendants (Del-Valle-Cruz, Carlos) (Entered: 09/03/2013)
09/13/2013	75	Minute Entry for status conference held 9/13/13 held before Judge Gustavo A. Gelpi. (TC) (Entered: 09/13/2013)
10/07/2013	76	NOTICE OF APPEAL as to 67 Order on Motion to Intervene by Jorge Diaz-Castro, Pro se. (er) (Entered: 10/08/2013)

10/15/2013	77	MOTION requesting Transcripts at Government Expense filed by Jorge Diaz-Castro, Pro se. Suggestions in opposition/response due by 10/31/2013 (er) (Entered: 10/16/2013)
10/16/2013	78	ORDER: Denying 77 Motion requesting Order. Signed by Judge Gustavo A. Gelpi on 10/16/2013. (TC) (Entered: 10/16/2013)
10/18/2013	79	Certified and Transmitted Record on Appeal to US Court of Appeals re 76 Notice of Appeal [Docket Entries 67 & 76] s/c: Jorge Diaz-Castro, P. O. Box 9021288, San Juan, P. R. 00902-1288. (xi) (Entered: 10/18/2013)
10/21/2013	80	USCA Case Number 13-2306 for 76 Notice of Appeal filed by Jorge Diaz-Castro. (xi) (Entered: 10/21/2013)
10/24/2013	81	Minute Entry for proceedings of Telephone Conference with the parties before Judge Gustavo A. Gelpi on 10/23/2013. (TC) Modified on 10/24/2013 to add text (er). (Entered: 10/24/2013)
10/25/2013	82	ORDER : Status Conference set for 10/30/2013 at 5:00 PM in Old San Juan Courtroom before Judge Gustavo A. Gelpi. Signed by Judge Gustavo A. Gelpi on 10/25/2013.(al) (Entered: 10/25/2013)
10/30/2013	83	Joint MOTION requesting Order <i>Appointing Juan Mattos, Jr., as Technical Compliance Advisor</i> filed by Luis E. Saucedo on behalf of Commonwealth of Puerto Rico, Puerto Rico Police Department, USA Suggestions in opposition/response due by 11/15/2013 (Attachments: # 1 Exhibit Juan Mattos, Jr. Resume)(Saucedo, Luis) (Entered: 10/30/2013)
10/30/2013	84	ORDER: Granting 83 Motion requesting Order appointing Juan Matos, Jr. as Technical Compliance Advisor. Signed by Judge Gustavo A. Gelpi on 10/30/2013. (MET) (Entered: 10/30/2013)
10/30/2013	85	ORDER: Appointing Technical Compliance Advisor. Signed by Judge Gustavo A. Gelpi on 10/30/2013.(MET) (Entered: 10/30/2013)
10/30/2013	86	AMENDED ORDER: Appointing Juan Mattos, Jr. as Technical Compliance Advisor. Replacing document at 1264 to correct unintentional omission. Signed by Judge Gustavo A. Gelpi on 10/30/2013.(MET) Modified on 10/31/2013 to add text (er). (Entered: 10/30/2013)
10/30/2013	92	Minute Entry for proceedings held before Judge Gustavo A. Gelpi. Status Conference held on 10/30/2013. Present were: Luis E. Salcedo, Sergio Perez, Gilberto Marxuach, Hector Pesquera, Gerardo De Jesus-Annoni and Luis Sanchez-Betances. Parties discussed the proposed appointment of USM Juan Mattos as Technical Compliance Advisor for the Puerto Rico Police Department. The Court informed the parties that an order approving the selection of Juan Mattos was entered at docket #84, the same was read in open court. (Court Reporter Evelyis Brathwaite.) (al) (Entered: 11/08/2013)
11/04/2013	87	NOTICE OF APPEARANCE filed by Beatriz Annexy-Guevara on behalf of Commonwealth of Puerto Rico Suggestions in opposition/response due by 11/21/2013 (Annexy-Guevara, Beatriz) Modified on 11/5/2013 as to title (er). (Entered: 11/04/2013)
11/04/2013	88	MOTION to Withdraw Attorney as to Frank D. Inserni-Milam filed by Frank D. Inserni-Milam on behalf of S. Figueroa, R. Lavieno, U. Mercado, W. Santos, P.

		Marrero, L. Matos, G. Rodriguez Suggestions in opposition/response due by 11/21/2013 (Inserni-Milam, Frank) (Entered: 11/04/2013)
11/05/2013	89	ORDER: Granting 88 Motion to Withdraw as Attorney. Attorney Frank D. Inserni-Milam terminated. Signed by Judge Gustavo A. Gelpi on 11/4/2013. (MET) Modified on 11/6/2013 to correct attorney's name. (er). (Entered: 11/05/2013)
11/06/2013	90	MOTION Requesting Information from the Record, filed by Jorge Diaz-Castro. Suggestions in opposition/response due by 11/25/2013. (Attachments: # 1 Memorandum of Law in Support)(gr) (Entered: 11/06/2013)
11/08/2013	91	ORDER as to 90 Motion for Miscellaneous Relief- Granted as follows. The court will order for the record the preparation of transcripts of all in court proceedings in this case on or before December 1, 2013, so that these form part of the record of this case. In chambers and telephone status conferences are not transcribed, however, the corresponding minutes are part of the record. There are no sealed documents in this case. Signed by Judge Gustavo A. Gelpi on 11/8/13. (al) (Entered: 11/08/2013)
11/15/2013	93	MOTION to Clarify and Memorandum of Law filed by Jorge Diaz-Castro, Pro se Suggestions in opposition/response due by 12/5/2013 (Attachments: # 1 Appendix, # 2 Memorandum of Law)(er) (Entered: 11/18/2013)
11/18/2013	94	ORDER noted 93 Motion to clarify. All transcripts will be prepared and made part of record as per Court's orders. Signed by Judge Gustavo A. Gelpi on 11/18/2013. (al) (Entered: 11/18/2013)
11/25/2013	95	MOTION requesting a Statement of Facts and/or Issues filed by Jorge Diaz-Castro, Pro se. Suggestions in opposition/response due by 12/12/2013 (Attachments: # 1 Appendix Memorandum of Law)(er) (Entered: 11/26/2013)
11/26/2013	96	ORDER: Denying 95 Motion requesting Order. All transcripts of in court proceedings will be made part of the record once ready. There are no other transcripts. The court further notes that Mr. Diaz Castro sought to intervene as a party on 8/2/13 (Docket No. 63). This was AFTER the Court had accepted the agreement between the USA and PR (Docket Nos. 60 , 61) and much after the court had denied his belated attempt to properly appear as an amicus after the 4/1/13 deadline (set as 4/1/13 at Docket 7) which was posted on the USDOJ web site (Docket 8) (contrary to timely appearing amici ACLU and Gregorio Igartua -- see Docket Nos. 25 , 26 and 27). Here, Mr. Diaz Castro appeared as a purported amicus on 4/1/13, however, requested and extension of time which was denied (see Docket Nos. 29 , 20 , 31 and 32). Another untimely amicus motion on behalf of other citizens was also denied (Docket Nos. 37 , 38). The court further notes that Mr. Diaz Castro is not an attorney, but rather a lobbyist who sought to directly represent the interests of the PRPD officers in this case, who did not file any amicus brief, nor sought to intervene. (See Docket No. 29 at page 4 wherein Diaz Castro so admits). Signed by Judge Gustavo A. Gelpi on 11/26/2013. (MET) (Entered: 11/26/2013)
11/27/2013	97	Supplemental Record on Appeal transmitted to US Court of Appeals Re 76 Notice of Appeal filed by Jorge Diaz-Castro [Docket Entry 96] (xi) (Entered: 11/27/2013)
12/02/2013	98	Transcript of Status Conference - TCA Appointment held on 10/30/2013, before Judge Gustavo A. Gelpi. Court Reporter/Transcriber EE BRATHWAITE, Telephone number 787.772.3377. NOTICE RE REDACTION OF TRANSCRIPTS: The parties have seven (7) calendar days to file with the Court a Notice of Intent to Request Redaction

		of this transcript. If no such Notice is filed, the transcript will be available electronically to the public without redaction after 90 calendar days. The policy is located at www.prd.uscourts.gov . Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.. Redaction Request due 12/26/2013. Redacted Transcript Deadline set for 1/7/2014. Release of Transcript Restriction set for 3/6/2014. (eeb) (Entered: 12/02/2013)
12/02/2013	99	MOTION for Preliminary Declaratory and Injunctive Relief, Pendente Lite filed by Jorge Diaz-Castro, Pro se. Suggestions in opposition/response due by 12/19/2013 (Attachments: # 1 Text of Proposed Order, # 2 Memorandum of Law in Support)(er) (Entered: 12/04/2013)
12/04/2013	101	MOTION to Amend/Correct Re: 99 MOTION for Preliminary Injunction filed by Jorge Diaz-Castro filed by Jorge Diaz-Castro, Pro se. Suggestions in opposition/response due by 12/20/2013 (Related document(s) 99) (er) (Entered: 12/05/2013)
12/05/2013	100	ORDER: Denying 99 Motion for Preliminary Injunction. Signed by Judge Gustavo A. Gelpi on 12/5/2013. (MET) (Entered: 12/05/2013)
12/06/2013	102	ORDER: Noted 101 Motion to Amend/Correct. However, denial of preliminary injunction at Docket No. 100 stands. Signed by Judge Gustavo A. Gelpi on 12/6/2013. (MET) (Entered: 12/06/2013)
12/18/2013	103	Minute Entry for proceedings held before Judge Gustavo A. Gelpi:Status Conference held on 12/18/2013. Judge and parties were present to express about the matters discussed at the last status conference, parties informed matters are moving along. A Further Status Conference date will be set for the end of January. (al) (Entered: 12/19/2013)
01/16/2014	104	MOTION requesting Order, either reconsideration of mot or requesting further clarification of order filed by Jorge Diaz-Castro, pro-se. Suggestions in opposition/response due by 2/3/2014 (np) (Entered: 01/17/2014)
01/17/2014	105	USCA JUDGMENT as to 68 Notice of Appeal filed by Jorge Diaz-Castro, 76 Notice of Appeal filed by Jorge Diaz-Castro; The district court's denial of Diaz-Castro's motion to intervene is AFFIRMED. (xi) (Entered: 01/17/2014)
01/21/2014	106	ORDER: Denying 104 Motion requesting Order. The court also notes appeal from court's denial of intervention order was denied. (See Docket No. 105 .) Signed by Judge Gustavo A. Gelpi on 1/21/2014. (MET) (Entered: 01/21/2014)
02/21/2014	107	ORDER: Informing resignation of TCA. Signed by Judge Gustavo A. Gelpi on 2/21/2014.(MET) (Entered: 02/21/2014)
02/28/2014	108	MOTION to Substitute Attorney Brian D. Buehler filed by Brian D. Buehler on behalf of USA Suggestions in opposition/response due by 3/17/2014 (Buehler, Brian) (Entered: 02/28/2014)
03/03/2014	109	ORDER: Noted 108 Motion to Substitute Attorney. Signed by Judge Gustavo A. Gelpi on 3/3/2014. (MET) (Entered: 03/03/2014)
04/07/2014	110	Minute Entry for proceedings held before Judge Gustavo A. Gelpi:Telephone Conference held on 4/7/2014. A telephone conference was held today at 4:00pm,

		present were attorneys Beatriz Annexy, PR Dept of Justice; Luis Sancedo, US Department of Justice and Brian Buehler, US Department of Justice. The Court discussed with counsels the appointment of a new TCA. The Court granted the parties until May 15, 2014 to recommend one or more candidates. If necessary, the Court will extend this period. (al) (Entered: 04/07/2014)
04/08/2014	111	***FILED IN ERROR***WRONG PDF***MOTION for Intrajurisdictional Certification to the Puerto Rico Supreme Court filed by Jorge Diaz-Castro. Suggestions in opposition/response due by 4/24/2014 (su) Modified on 4/11/2014 (su). (Entered: 04/10/2014)
04/08/2014	112	MOTION for Intrajudicial Certification to PR Supreme Court filed by Jorge Diaz-Castro, pro se. Suggestions in opposition/response due by 4/24/2014 (su) (Entered: 04/11/2014)
04/11/2014		NOTICE of Docket Text Modification by Deputy Clerk re: 111 MOTION ***FILED IN ERROR***WRONG PDF***. (su) (Entered: 04/11/2014)
04/11/2014	113	ORDER: Denying 112 Motion requesting Order. Mr Diaz Castro is not a party, therefore, he has no standing to request certification to the Puerto Rico Supreme Court. More so, in any event, there are no issues before the court at this time that warrant any certification. Signed by Judge Gustavo A. Gelpi on 4/11/2014. (MET) (Entered: 04/11/2014)
04/15/2014	114	MANDATE of USCA as to 68 Notice of Appeal filed by Jorge Diaz-Castro, 76 Notice of Appeal filed by Jorge Diaz-Castro; The district court's denial of Diaz-Castro's motion to intervene is AFFIRMED. RE: 105 USCA JUDGMENT. (xi) (Entered: 04/15/2014)
04/15/2014		Appeal Record Returned: 68 Notice of Appeal filed by Jorge Diaz-Castro, 76 Notice of Appeal filed by Jorge Diaz-Castro RE: 97 Supplemental ROA Sent to USCA, 79 Appeal Record Sent to USCA, 105 USCA Judgment, 72 Appeal Record Sent to USCA, 114 USCA Mandate. (xi) (Entered: 04/15/2014)
05/08/2014		Mail sent to Jorge Diaz Castro re 113 Order was returned as undeliverable. Mail resent to P.O. Box 9021288, San Juan, PR 00902-1288. (ni) (Entered: 05/08/2014)
05/14/2014	115	MINUTES AND ORDER: Regarding status of appointment of TCA. Signed by Judge Gustavo A. Gelpi on 5/14/2014. (MET) (Entered: 05/14/2014)
05/27/2014	116	NOTICE of Appearance by Evelyn Aimee De Jesus-Rodriguez on behalf of Community Interaction Council-Caguas Region (De Jesus-Rodriguez, Evelyn) (Entered: 05/27/2014)
05/27/2014	117	MOTION to Enforce Judgment filed by Evelyn Aimee De Jesus-Rodriguez on behalf of Community Interaction Council-Caguas Region Suggestions in opposition/response due by 6/12/2014 (De Jesus-Rodriguez, Evelyn) (Entered: 05/27/2014)
05/27/2014	118	ORDER: Denying 117 Motion to Enforce Judgment. CIC-Caguas is not a party to this action, hence it has no standing at this time to ask for enforcement. Notwithstanding, the court notes its concerns, many of which are shared. Counsel De Jesus Rodriguez shall be removed as counsel of record in this action. Signed by Judge Gustavo A. Gelpi on 5/27/2014. (MET) (Entered: 05/27/2014)

05/27/2014	119	ORDER: Regarding PRPD Report due August 1, 2014. Signed by Judge Gustavo A. Gelpi on 5/27/2014. (MET) (Entered: 05/27/2014)
05/28/2014	126	LETTER to Hon. Attorney General of US Eric Holder from President of Trustees University College of Criminal Justice. (Attachments: # 1 Excerpt of Investigation of the PR Police Dept. dated 9/5/11, # 2 Senado de Puerto Rico P.del S.1065 dated 4/30/14 LEY, # 3 Camara de Representantes P.de la C. 1895 dated 4/30/14) (su) (Entered: 06/06/2014)
06/02/2014	120	MINUTE AND ORDER. Signed by Judge Gustavo A. Gelpi (MET) (Entered: 06/02/2014)
06/03/2014	121	MINUTES: In camera meeting regarding TCA appointment. Signed by Judge Gustavo A. Gelpi Signed by Judge Gustavo A. Gelpi (GDM) (Entered: 06/03/2014)
06/04/2014	122	Joint MOTION requesting Order <i>of Appointment for TCA</i> filed by Luis E. Saucedo on behalf of Commonwealth of Puerto Rico, Puerto Rico Police Department, USA Suggestions in opposition/response due by 6/23/2014 (Attachments: # 1 Exhibit Claudio CV)(Saucedo, Luis) (Entered: 06/04/2014)
06/05/2014	123	ORDER: Granted 122 Motion requesting Order. Signed by Judge Gustavo A. Gelpi (GDM) (Entered: 06/05/2014)
06/05/2014	124	ORDER: Colonel (Ret.) Arnaldo Claudio's joint selection by the governments of the Commonwealth of Puerto Rico and the United States to serve as the Technical Compliance Advisor ("TCA") is hereby APPROVED by the Court. Signed by Judge Gustavo A. Gelpi (GDM) (Main Document 124 replaced on 6/5/2014) (li). Modified on 6/5/2014: By Order of Judge Gustavo Gelpi, this Order has been amended to add the word "neither" on page 2, line 5. (li). (Entered: 06/05/2014)
06/06/2014	125	ORDER: In camera conference to be held with Amicus the American Civil Liberties Union, the TCA, and counsel for the parties. Signed by Judge Gustavo A. Gelpi (GDM) (Entered: 06/06/2014)
06/06/2014	127	ORDER re 126 LETTER to Attorney General. Signed by Judge Gustavo A. Gelpi on 5/28/14.(su) (Entered: 06/06/2014)
06/06/2014	128	NOTICE of Documents filed at the Supreme Court of the United States by Jorge Diaz-Castro, pro se. (Attachments: # 1 Supplement) (su) (Entered: 06/09/2014)
06/09/2014	129	First MOTION Requesting Transcripts of Hearing filed by Gregorio Igartua-De-La-Rosa on behalf of Gregorio Igartua-De La Rosa Suggestions in opposition/response due by 6/26/2014 (Igartua-De-La-Rosa, Gregorio) (Entered: 06/09/2014)
06/09/2014	130	ORDER noted 129 Motion for Miscellaneous Relief Noted. The transcript is being prepared. Signed by Judge Gustavo A. Gelpi on 6/9/14. (al) (Entered: 06/09/2014)
06/16/2014	131	Transcript of Proceedings held on 04/11/2013, before Judge Gustavo Gelpi. Court Reporter/Transcriber EE BRATHWAITE, Telephone number 787.772.3377. NOTICE RE REDACTION OF TRANSCRIPTS: The parties have seven (7) calendar days to file with the Court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript will be available electronically to the public without redaction after 90 calendar days. The policy is located at www.prd.uscourts.gov . Transcript may be viewed at the court public terminal or purchased through the Court

		Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.. Redaction Request due 7/10/2014. Redacted Transcript Deadline set for 7/21/2014. Release of Transcript Restriction set for 9/18/2014. (eec) (Entered: 06/16/2014)
06/17/2014	132	ORDER regarding TCA interviews by the media. Signed by Judge Gustavo A. Gelpi(MET) (Entered: 06/17/2014)
06/17/2014	133	MOTION to Amend/Correct Re: 128 NOTICE of Documents filed at the Supreme Court of the United States filed by Jorge Diaz-Castro, pro se. (Related document(s) 128) (su) (Entered: 06/20/2014)
06/20/2014	135	MOTION to Appoint Counsel filed by Jorge Diaz-Castro, pro se. Suggestions in opposition/response due by 7/10/2014 (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3)(su) (Entered: 06/24/2014)
06/23/2014	134	ORDER: Denying 133 Motion to Amend/Correct. Signed by Judge Gustavo A. Gelpi (MET) (Entered: 06/23/2014)
06/25/2014	136	ORDER: Denying 135 Motion to Appoint Counsel. While the court does not question Attorney Torruella's qualifications, it will not appoint him to represent Mr. Diaz Castro on a pro bono basis. The court re-incorporates all its earlier orders denying Diaz Castro intervention in this case. Signed by Judge Gustavo A. Gelpi (MET) (Entered: 06/25/2014)
06/26/2014	137	Joint MOTION for Leave to File Spanish language documents <i>Exhibit 1 to Stipulation</i> , Joint MOTION Submitting Stipulation on TCA Payments filed by Brian D. Buehler on behalf of All Parties. Suggestions in opposition/response due by 7/14/2014 (Attachments: # 1 Joint Stipulation on TCA Payments)(Buehler, Brian) Modified on 6/27/2014 as to filers (mr). (Entered: 06/26/2014)
06/26/2014	138	ORDER re 137 Joint MOTION for Leave to File Spanish language documents <i>Exhibit 1 to Stipulation</i> Joint MOTION Submitting Stipulation on TCA Payments filed by USA Order: the Stipulation is hereby Noted and Approved. The signed order shall issue forthwith. Spanish language documents are allowed. No translation need be filed at this time. Signed by Judge Gustavo A. Gelpi on 6/26/14.(al) (Entered: 06/26/2014)
06/26/2014	139	JOINT STIPULATION AND ORDER ON TCA PAYMENTS Signed by Judge Gustavo A. Gelpi on 6/26/2014.(al) (Entered: 06/26/2014)
06/27/2014	140	MOTION to Deposit Funds for <i>TCA Office's Budget</i> filed by Beatriz Annexy-Guevara on behalf of All Defendants Suggestions in opposition/response due by 7/14/2014 (Annexy-Guevara, Beatriz) (Entered: 06/27/2014)
06/27/2014		DEPOSIT of Funds fr: Beatriz Annexy, Esq. in the amount of \$ 1,500,000.00, receipt number PRX100027050. (Re:dkt.140) Deposited ((NEXT WORKING DAY)) in an Interest Bearing Account in compliance with L.R.67. **FUND\$ WILL BE AVAILABLE AFTER 7/10/2014** (jla) (Entered: 06/27/2014)
06/27/2014	141	ORDER: The parties are directed to review this order. Signed by Judge Gustavo A. Gelpi on 6/27/14. (CL) (Entered: 06/27/2014)
06/27/2014	142	ORDER: Granting 140 Motion to Deposit Funds. Signed by Judge Gustavo A. Gelpi on 6/27/14. (CL) (Entered: 06/27/2014)

07/01/2014	144	MOTION for Disbursement of Initial Allocation of Resources filed by Arnaldo Claudio, TCA. Suggestions in opposition/response due by 7/18/2014. (mrb) (Entered: 07/02/2014)
07/01/2014	145	MOTION for Disbursement of Initial Office Expenses filed by Arnaldo Claudio, TCA. Suggestions in opposition/response due by 7/18/2014. (Attachments: # 1 Exhibit) (mrb) (Entered: 07/02/2014)
07/01/2014	146	MOTION for Disbursement of Monthly Expenses filed by Arnaldo Claudio, TCA. Suggestions in opposition/response due by 7/18/2014. (mrb) (Entered: 07/02/2014)
07/02/2014	143	ORDER amending Order at Docket No. 141 . Signed by Judge Gustavo A. Gelpi (GDM) (Entered: 07/02/2014)
07/02/2014	147	ORDER: Granted 144 Motion for Disbursement of Funds. Signed by Judge Gustavo A. Gelpi (GDM) (Entered: 07/02/2014)
07/02/2014	148	ORDER: Granted 145 Motion for Disbursement of Funds. Signed by Judge Gustavo A. Gelpi (GDM) (Entered: 07/02/2014)
07/02/2014	149	ORDER: Granted 146 Motion for Disbursement of Funds. Signed by Judge Gustavo A. Gelpi (GDM) (Entered: 07/02/2014)
07/02/2014	150	ORDER as to Orders entered at Docket Nos. 147 , 148 , and 149 . The Clerk of the Court shall proceed to promptly issue the corresponding payments approved by the Court in checks made out to TCAPR Corporation. Signed by Judge Gustavo A. Gelpi (GDM) (Entered: 07/02/2014)

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IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF PUERTO RICO

UNITED STATES OF AMERICA,

Plaintiff,

v.

COMMONWEALTH OF PUERTO RICO and the
PUERTO RICO POLICE DEPARTMENT,

Defendants.

No. 3:12-cv-2039 (GAG)

AGREEMENT FOR THE SUSTAINABLE REFORM OF THE
PUERTO RICO POLICE DEPARTMENT

223. All officers shall have access to National Crime Information Center ("NCIC") data for valid law enforcement purposes only. PRPD shall develop a protocol for the handling and use of NCIC data.

224. Nothing in this Agreement shall be construed as prohibiting PRPD from contracting services related to technology and data collection, entry, and analysis.

XIV. IMPLEMENTATION, COMPLIANCE ASSESSMENT, AND ENFORCEMENT

A. Technical Compliance Advisor

225. The Parties shall select a Technical Compliance Advisor ("TCA") to assess and report whether the provisions of this Agreement have been implemented, and whether this implementation is resulting in constitutional and effective policing, professional treatment of individuals, and increased community trust of PRPD.

226. The TCA shall only have the duties, responsibilities, and authority conferred by this Agreement. The TCA shall not, and is not intended to, replace or assume the role and duties of PRPD, including the Superintendent, UCCJ, or any other agency official of the Commonwealth of Puerto Rico. The TCA shall be subject to the supervision and orders of the Court, consistent with this Agreement, the Court's dismissal order, and applicable law.

227. In order to assess and report on PRPD's implementation of this Agreement and whether implementation is having the intended beneficial impact on policing and community trust in Puerto Rico, the TCA shall conduct the reviews specified in this Agreement; shall review PRPD policies, training material, protocols, and programs developed and implemented pursuant to this Agreement; and conduct such additional audits, reviews, and assessments as the TCA or the Parties deem appropriate, or the Court, consistent with this Agreement and the dismissal order.